

## SEVENTY-THIRD DAY

(Continued)

(Friday, May 19, 1939)

The House met at 10:00 o'clock a. m., and was called to order by Speaker Morse.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Almighty God, Thou art the creator of all things, and Thou knowest conditions in our State, our Nation, and the world. May it be Thy will, O, God, that Nations may find better ways than war to settle their differences, that our National leaders may have great wisdom, and that we here may solve our own problems correctly. To that end be Thou with us. For Christ's sake. Amen."

LEAVES OF ABSENCE  
GRANTED

(By unanimous consent)

Mr. Smith of Frio for today, on account of important business, on motion of Mr. Little.

Mr. Hankamer for today, on account of illness, on motion of Mr. Thornton.

Mr. Harrell of Bastrop for this morning, on account of important business, on motion of Mr. Broadfoot.

Mr. Montgomery temporarily for today, on account of important business, on motion of Mr. Dickison of Bexar.

SENATE BILL NO. 427 ON PAS-  
SAGE TO THIRD READING

The Speaker laid before the House, as pending business, on its passage to third reading,

S. B. No. 427, A bill to be entitled "An Act making appropriations for support and maintenance of the executive and administrative departments and agencies of the State government for the two-year period beginning September 1, 1939, and ending August 31, 1941, etc., and declaring an emergency."

The bill having heretofore been read second time with committee amendment by Mr. Thornton, pending.

Mr. Goodman offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, by striking

out on page 124 of line 25, the figures, "\$2,400.00—\$2,400.00", and inserting in lieu thereof the figures, "\$2,700.00—\$2,700.00."

And inserting between lines 26 and 27:

"Assistant Chief Clerk, \$1,620.00—\$1,620.00."

And by striking out of line 27, the figures, "\$1,800.00—\$1,800.00," and inserting in lieu thereof the figures, "\$1,890.00—\$1,890.00."

And by striking out all of line 32, and inserting in lieu thereof:

"102. Chief Typist, \$1,350.00—\$1,350.00."

And inserting between lines 15 and 16, on page 125, the following:

"Temporary Typists and File Clerks as needed, none exceeding \$100.00 per month, \$3,600.00—\$3,600.00."

And by striking out all of lines 16, 17, 18, 19 and 20.

And by striking out of line 23 the figures, "\$51,150.00—\$51,150.00," and inserting in lieu thereof the figures, "\$41,910.00—\$41,910.00."

On motion of Mr. Thornton, the amendment was tabled.

(Mr. Leonard in the Chair.)

Mr. Monkhouse offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, by striking out of line 24, on page 127, the figures, "\$3,800.00—\$3,800.00," and inserting in lieu thereof, the figures, "\$4,896.00—\$4,896.00."

By striking out of line 28 the figures, "\$2,700.00—\$2,700.00," and inserting in lieu thereof the figures, "\$3,600.00—\$3,600.00."

By inserting between lines 28 and 29 the following:

"176. Assistant to the Maintenance Engineer, \$2,280.00—\$2,280.00."

By striking out in line 31 the figures, "\$1,200.00—\$1,200.00," and inserting in lieu thereof the figures, "\$1,350.00—\$1,350.00."

By striking out in line 35 the figures, "\$1,800.00—\$1,800.00," and inserting in lieu thereof the figures, "\$2,040.00—\$2,040.00."

By inserting between lines 35 and 36, the following:

"186. Traveling Expenses, \$1,000.00—\$1,000.00."

By striking out in line 38 the figures, "\$18,250.00—\$18,250.00," and inserting in lieu thereof the figures, "\$23,916.00—\$23,916.00."

Mr. Thornton moved to table the amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—78

Allen	Lehman
Alsup	Little
Bailey	Lock
Boyer	London
Bray	McDonald
Bridgers	McMurry
Broadfoot	McNamara
Brown	Mohrmann
of Nacogdoches	Montgomery
Burkett	Nicholson
Chambers	Oliver
Clark	Pace
Cockrell	Pevehouse
Corry	Reed
Crossley	Rhodes
Davis of Jasper	Riviere
Davis of Upshur	Roach
Dickson	Roberts
Donaghey	Robinson
Dowell	Russell
Faulkner	Schuenemann
Felty	Skiles
Ferguson	Spencer
Fuchs	Stoll
Gordon, Mrs.	Talbert
Hankamer	Taylor
Harp	Tennant
Harrell of Lamar	Thornton
Harris	Turner
Heflin	Vint
Howington	Voigt
Hull	Weldon
Isaacks	Wells
Johnson of Tarrant	Westbrook
Keith	White
Kennedy	Wilson
Kern	Winfree
Kerr	Wood
King	Wright
Langdon	

## Nays—45

Allison	Goodman
Baker	Hale
of Fort Bend	Hardeman
Baker of Grayson	Harper
Bell	Hartzog
Blankenship	Howard
Boethel	Hunt
Bond	Leyendecker
Boyd	McAlister
Bradbury	McFarland
Bradford	Monkhouse
Brown of Cherokee	Petsch
Bundy	Ragsdale
Burney	Reader of Erath
Cauthorn	Reaves
Celaya	Segrist
Cleveland	Smith of Hopkins
Coleman	Smith
Colquitt	of Matagorda
Colson, Mrs.	Stinson
Dickson	Thornberry
Fielden	Waggoner
Galbreath	Worley
Gilmer	

## Absent

Anderson	Loggins
Cornett	Mays
Daniel	McDaniel
Dean	Morris
Derden	Newell
Dwyer	Piner
Hamilton	Pope
Hardin	Reader of Bexar
Holland	Shell
Johnson of Ellis	Tarwater
Kersey	Vale
Kinard	

## Absent—Excused

Harrell of Bastrop Smith of Frio

Mr. Fielden offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 427, page 179, by adding after line 13 a new Section, as follows:

Traffic and Safety Division:

For the Years Ending  
August 31, 1940      August 31, 1941

(1) Traffic Engineer .....	\$ 4,250.00	\$ 4,250.00
(2) Asst. Traffic Engineer .....	2,700.00	2,700.00
(3) Signal Engineer .....	2,400.00	2,400.00
(4) Supervisor of Traffic Education .....	2,400.00	2,400.00
(5) Asst. Supervisor of Traffic Education		
Photographer .....	2,100.00	2,100.00
(6) Statistician .....	2,100.00	2,100.00
(7) Draftsman .....	1,800.00	1,800.00

		For the Years Ending	
		August 31, 1940	August 31, 1941
(8)	Secretary .....	1,500.00	1,500.00
(9)	Stenographer .....	1,350.00	1,350.00
(10)	Statistical Stenographer .....	1,260.00	1,260.00
Salaries .....		\$ 21,860.00	\$ 21,860.00
(11)	Traveling Expenses .....	\$ 7,500.00	\$ 7,500.00
(12)	Supplies and Educational Materials .....	3,600.00	3,600.00
Total per annum .....		\$ 32,960.00	\$ 32,960.00

Mr. Alsup moved to table the amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

#### Yeas—58

Allen	Lock
Alsup	McAlister
Bailey	McDonald
Bray	McMurry
Bridgers	Mohrmann
Brown	Nicholson
of Nacogdoches	Oliver
Burkett	Pace
Chambers	Rhodes
Clark	Riviere
Corry	Roach
Daniel	Roberts
Davis of Jasper	Robinson
Davis of Upshur	Russell
Donaghey	Smith of Hopkins
Faulkner	Smith
Ferguson	of Matagorda
Fuchs	Spencer
Hankamer	Stoll
Hardin	Talbert
Harris	Taylor
Howington	Tennant
Hull	Thornton
Johnson of Ellis	Turner
Kennedy	Vint
Kern	Voigt
Kinard	Weldon
King	Westbrook
Langdon	Wood
Lehman	Wright

#### Nays—73

Allison	Boyer
Baker	Bradbury
of Fort Bend	Bradford
Baker of Grayson	Broadfoot
Bell	Brown of Cherokee
Blankenship	Bundy
Boethel	Burney
Boyd	Cauthorn

Celaya	Kerr
Cleveland	Kersey
Cockrell	Leyendecker
Coleman	Little
Colquitt	London
Colson, Mrs.	McDaniel
Crossley	McFarland
Dean	McNamara
Derden	Monkhouse
Dickison	Montgomery
Dickson	Morris
Dowell	Newell
Felty	Petsch
Fielden	Pevehouse
Galbreath	Ragsdale
Gilmer	Reader of Erath
Goodman	Reaves
Gordon, Mrs.	Reed
Hale	Segrist
Hamilton	Skiles
Hardeman	Stinson
Harp	Tarwater
Harper	Thornberry
Harrell of Lamar	Waggoner
Holland	Wells
Howard	White
Hunt	Wilson
Isaacks	Winfree
Johnson of Tarrant	Worley

#### Absent

Anderson	Mays
Bond	Piner
Cornett	Pope
Dwyer	Reader of Bexar
Hartzog	Schuenemann
Heflin	Shell
Keith	Vale
Loggins	

#### Absent—Excused

Harrell of Bastrop Smith of Frio

Mr. Thornton called for a division of the questions in the amendment by Mr. Fielden.

Question recurring on items 1, 2 and 3 of the amendment, they were severally adopted.

Question recurring on item 4 of the amendment, yeas and nays were demanded.

Item 4 of the amendment was lost by the following vote:

## Yeas—59

Baker	Holland
of Fort Bend	Howard
Baker of Grayson	Hunt
Bell	Johnson of Tarrant
Blankenship	Kerr
Boethel	Leyendecker
Bond	Loggins
Boyd	London
Bradford	McDaniel
Brown of Cherokee	McFarland
Bundy	Monkhouse
Burney	Montgomery
Cauthorn	Morris
Cleveland	Petsch
Coleman	Pevehouse
Colquitt	Ragsdale
Colson, Mrs.	Reader of Erath
Cornett	Reaves
Crossley	Reed
Dean	Smith of Hopkins
Derden	Smith
Dickson	of Matagorda
Dowell	Stinson
Fielden	Tarwater
Galbreath	Thornberry
Gilmer	Waggoner
Goodman	Weldon
Gordon, Mrs.	Wells
Hamilton	Winfree
Harp	Worley
Harrell of Lamar	

## Nays—69

Allen	Hankamer
Allison	Hardin
Alsup	Harper
Bailey	Harris
Boyer	Heflin
Bradbury	Howington
Bray	Hull
Bridgers	Isaacks
Brown	Johnson of Ellis
of Nacogdoches	Keith
Burkett	Kennedy
Chambers	Kern
Clark	Kersey
Corry	Kinard
Daniel	King
Davis of Jasper	Langdon
Dickson	Lehman
Donaghey	Little
Faulkner	Lock
Felty	McAlister
Ferguson	McDonald
Fuchs	McMurry

McNamara	Skiles
Mohrmann	Spencer
Nicholson	Stoll
Oliver	Talbert
Pace	Taylor
Rhodes	Tennant
Riviere	Thornton
Roach	Turner
Roberts	Vint
Robinson	Voigt
Russell	White
Schuenemann	Wood
Shell	Wright

## Present—Not Voting

Cockrell

## Absent

Anderson	Newell
Broadfoot	Piner
Celaya	Pope
Davis of Upshur	Reader of Bexar
Dwyer	Segrist
Hale	Vale
Hardeman	Westbrook
Hartzog	Wilson
Mays	

## Absent—Excused

Harrell of Bastrop Smith of Frio

Question recurring on item 5 of the amendment, yeas and nays were demanded.

Item 5 of the amendment was lost by the following vote:

## Yeas—61

Allison	Dowell
Baker	Faulkner
of Fort Bend	Fielden
Baker of Grayson	Galbreath
Bell	Gilmer
Blankenship	Goodman
Boethel	Hamilton
Bond	Hardeman
Boyd	Harp
Bradbury	Harrell of Lamar
Bradford	Holland
Broadfoot	Howard
Brown of Cherokee	Hunt
Bundy	Johnson of Ellis
Cauthorn	King
Cleveland	Leyendecker
Cockrell	Loggins
Coleman	McDaniel
Colquitt	McFarland
Colson, Mrs.	Monkhouse
Cornett	Morris
Crossley	Petsch
Dean	Pevehouse
Derden	Ragsdale

Reader of Erath  
Reaves  
Reed  
Segrist  
Skiles  
Smith of Hopkins  
Stinson

Tarwater  
Thornberry  
Waggoner  
Wells  
Winfrey  
Worley  
Wright

## Nays—65

Allen	Hull
Alsup	McAlister
Bailey	McDonald
Boyer	McMurry
Bray	Mohrmann
Bridgers	Montgomery
Brown	Newell
of Nacogdoches	Nicholson
Burkett	Oliver
Chambers	Pace
Clark	Rhodes
Corry	Riviere
Daniel	Roach
Davis of Jasper	Roberts
Davis of Upshur	Robinson
Dickson	Russell
Donaghey	Schuenemann
Felty	Shell
Ferguson	Smith
Fuchs	of Matagorda
Gordon, Mrs.	Spencer
Hardin	Stoll
Harris	Talbert
Heflin	Taylor
Howington	Tennant
Keith	Thornton
Kennedy	Turner
Kern	Vint
Kerr	Voigt
Kinard	Weldon
Langdon	White
Lehman	Wilson
Little	Wood
Lock	

## Absent

Anderson	Kersey
Burney	London
Celaya	Mays
Dickison	McNamara
Dwyer	Piner
Hale	Pope
Harper	Reader of Bexar
Hartzog	Vale
Isaacks	Westbrook
Johnson of Tarrant	

## Absent—Excused

Hankamer	Smith of Frio
Harrell of Bastrop	

Question recurring on items 6, 7, 8 and 9 of the amendment, they were severally lost.

Question recurring on item 10 of the amendment, it was adopted.

Question recurring on item 11 of the amendment, yeas and nays were demanded.

Item 11 of the amendment was lost by the following vote:

## Yeas—56

Allison	Harrell of Lamar
Baker	Holland
of Fort Bend	Howard
Baker of Grayson	Johnson of Ellis
Bell	Kerr
Blankenship	Leyendecker
Boethel	Loggins
Bond	London
Boyd	McDaniel
Bradford	McFarland
Broadfoot	Monkhouse
Brown of Cherokee	Morris
Bundy	Petsch
Burney	Pevehouse
Cauthorn	Piner
Cleveland	Ragsdale
Coleman	Reader of Erath
Colquitt	Reaves
Colson, Mrs.	Reed
Derden	Segrist
Dowell	Skiles
Fielden	Smith of Hopkins
Galbreath	Stinson
Gilmer	Talbert
Goodman	Thornberry
Hamilton	Waggoner
Hardeman	Wells
Harp	Worley
Harper	

## Nays—74

Allen	Fuchs
Alsup	Gordon, Mrs.
Bailey	Hankamer
Boyer	Hardin
Bradbury	Harris
Bray	Heflin
Bridgers	Howington
Brown	Hull
of Nacogdoches	Hunt
Burkett	Keith
Chambers	Kennedy
Clark	Kern
Cockrell	Kersey
Cornett	Kinard
Corry	King
Crossley	Langdon
Davis of Jasper	Lehman
Davis of Upshur	Little
Dickison	Lock
Donaghey	McAlister
Faulkner	McDonald
Felty	McMurry
Ferguson	McNamara

Mohrmann	Spencer
Montgomery	Stoll
Nicholson	Taylor
Oliver	Tennant
Pace	Thornton
Rhodes	Turner
Riviere	Vint
Roach	Voigt
Roberts	Weldon
Robinson	Westbrook
Russell	White
Schuenemann	Wilson
Shell	Winfree
Smith	Wood
of Matagorda	Wright

## Absent

Anderson	Isaacks
Celaya	Johnson of Tarrant
Daniel	Mays
Dean	Newell
Dickson	Pope
Dwyer	Reader of Bexar
Hale	Tarwater
Hartzog	Vale

## Absent—Excused

Harrell of Bastrop Smith of Frio

Question recurring on item 12 of the amendment, yeas and nays were demanded.

Item 12 of the amendment was lost by the following vote:

## Yeas—63

Allison	Goodman
Baker	Hamilton
of Fort Bend	Hardeman
Baker of Grayson	Harp
Bell	Harper
Blankenship	Harrell of Lamar
Boethel	Hartzog
Bond	Holland
Boyd	Howard
Bradford	Johnson of Ellis
Broadfoot	Kerr
Brown of Cherokee	King
Bundy	Leyendecker
Burney	Loggins
Cauthorn	London
Celaya	McDaniel
Cleveland	McFarland
Cockrell	Monkhouse
Coleman	Morris
Colquitt	Petsch
Colson, Mrs.	Pevehouse
Cornett	Piner
Derden	Ragsdale
Dowell	Reader of Bexar
Fielden	Reader of Erath
Galbreath	Reaves

Reed	Tarwater
Segrist	Thornberry
Skiles	Waggoner
Smith of Hopkins	Wells
Smith	Winfree
of Matagorda	Worley
Stinson	

## Nays—72

Allen	Lehman
Alsup	Little
Bailey	Lock
Boyer	McAlister
Bradbury	McDonald
Bray	McMurry
Bridgers	McNamara
Brown	Mohrmann
of Nacogdoches	Montgomery
Burkett	Newell
Chambers	Nicholson
Clark	Oliver
Corry	Pace
Crossley	Rhodes
Daniel	Riviere
Davis of Jasper	Roach
Davis of Upshur	Roberts
Dickson	Robinson
Donaghey	Russell
Faulkner	Schuenemann
Felty	Shell
Ferguson	Spencer
Fuchs	Stoll
Gordon, Mrs.	Talbert
Hankamer	Taylor
Hardin	Tennant
Harris	Thornton
Heflin	Turner
Howington	Vint
Hull	Voigt
Hunt	Weldon
Keith	Westbrook
Kennedy	White
Kern	Wilson
Kersey	Wood
Kinard	Wright
Langdon	

## Absent

Anderson	Isaacks
Dean	Johnson of Tarrant
Dickson	Mays
Dwyer	Pope
Gilmer	Vale
Hale	

## Absent—Excused

Harrell of Bastrop Smith of Frio

Mr. Keith offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, page 181, by striking out lines 10-14 thereof.

The amendment was adopted.

Mr. Alsup offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, by adding a new Section to read as follows:

"All persons regularly employed on an hourly basis to perform common labor on maintenance projects by the State Highway Department shall be paid for their services in such capacity the sum of forty (40c) cents per hour. All persons regularly employed on an hourly basis as truck drivers on maintenance projects by the State Highway Department shall be paid for their services in such capacity the sum of fifty (50c) cents per hour."

ALSUP,  
DAVIS of Jasper.

The amendment was adopted.

Mr. Howard offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, by adding the following paragraph immediately following line 14, page 181:

"The State Highway Commission is hereby authorized to cooperate with the U. S. Bureau of Public Roads in carrying out the provisions of the Act of Congress, approved July 11, 1916, entitled, 'An Act to provide that the United States shall aid the States in the Construction of Rural Post Roads, and for other purposes,' and acts amendatory thereof or supplementary thereto, providing that not to exceed one and one-half per centum of the amount of Federal Aid appropriations for any year to any State may be used for surveys, plans, engineering, and economic investigations of projects for future construction in such State, either on the Federal Aid Highway System and extensions thereof or on Secondary or Feeder Roads. To carry out the provisions of these Acts, the Highway Commission is authorized to appropriate and expend such State Highway funds as may be necessary to comply with the provisions of project agreements already made or to be made in accordance with the provisions of the Federal Acts above referred to."

Mr. Thornton moved to table the amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—53

Allen	Kennedy
Allison	Langdon
Alsup	Lehman
Blankenship	Little
Bray	McAlister
Bridgers	McNamara
Brown of Cherokee	Nicholson
Brown	Oliver
of Nacogdoches	Pace
Burkett	Ragsdale
Chambers	Reed
Corry	Rhodes
Daniel	Roach
Davis of Jasper	Roberts
Davis of Upshur	Russell
Dean	Schuenemann
Dickson	Shell
Donaghey	Spencer
Ferguson	Stoll
Fuchs	Taylor
Gordon, Mrs.	Tennant
Hankamer	Thornton
Heflin	Voigt
Howington	Weldon
Hull	Wilson
Isaacks	Wood
Keith	Wright

Nays—72

Bailey	Goodman
Baker	Hale
of Fort Bend	Hamilton
Baker of Grayson	Hardeman
Bell	Hardin
Boethel	Harp
Bond	Harper
Boyd	Harrell of Lamar
Boyer	Harris
Bradbury	Howard
Bradford	Hunt
Broadfoot	Johnson of Ellis
Bundy	Kern
Burney	Kerr
Cauthorn	Kersey
Clark	King
Cleveland	Lock
Cockrell	Loggins
Coleman	McDonald
Colson, Mrs.	McFarland
Crossley	McMurry
Derden	Mohrmann
Dickison	Monkhouse
Dowell	Montgomery
Faulkner	Morris
Felty	Petsch
Fielden	Pevehouse
Galbreath	Reader of Erath
Gilmer	Reaves

Riviere  
Robinson  
Segrist  
Skiles  
Smith of Hopkins  
Smith  
of Matagorda  
Stinson

Tarwater  
Thornberry  
Turner  
Vint  
Wells  
White  
Winfree  
Worley

Absent

Anderson  
Celaya  
Colquitt  
Cornett  
Dwyer  
Hartzog  
Holland  
Johnson of Tarrant

Kinard  
Leyendecker  
London  
Mays  
McDaniel  
Newell  
Piner  
Pope

Reader of Bexar  
Talbert  
Vale

Waggoner  
Westbrook

Absent—Excused

Harrell of Bastrop Smith of Frio

Question then recurring on the amendment by Mr. Howard, it was adopted.

Mr. Bell offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, by striking out lines 36 on page 128, through line 12, on page 129, and inserting in lieu thereof, the following:

1. Director .....	\$ 4,800.00	\$ 4,800.00
2. Assistant Director-Adjuster .....	3,600.00	3,600.00
3. Chief Safety Instructor-Claims Investigator.....	3,300.00	3,300.00
4. Safety Instructor-Claims Investigator.....	2,700.00	2,700.00
4-2. Safety Instructor-Claims Investigator.....	2,700.00	2,700.00
4-3. Safety Instructor-Claims Investigator .....	2,700.00	2,700.00
4-4. Safety Instructor-Claims Investigator .....	2,700.00	2,700.00
4-5. Safety Instructor-Claims Investigator .....	2,700.00	2,700.00
5. Insurance Statistician .....	1,920.00	1,920.00
6. Secretary to Director .....	1,500.00	1,500.00
7. Stenographer .....	1,350.00	1,350.00
7-2. Stenographer .....	1,350.00	1,350.00
7-3. Stenographer .....	1,350.00	1,350.00
8. Traveling Expenses .....	5,000.00	5,000.00
Total, Insurance Division .....	\$ 37,670.00	\$ 37,670.00

On motion of Mr. Thornton, the amendment was tabled.

Mr. Thornton offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, by adding on page 129, between lines 9 and 10, the following:

"Item 8. Traveling expenses \$4,000.00 for each year."

The amendment was adopted.

(Speaker in the Chair.)

Mr. Petsch offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, by striking out from line 19 on page 129 through line 15 on page 179, and inserting in lieu thereof, the following between lines 21 and 22 on page 180:

"Provided that no State Highway funds shall be used or expended in

the payment of full or partial salaries, or to participate in the supplementing of any salaries, for any kind of work done for, by, or under the supervision or direction of the State Highway Department, other than those amounts specifically provided in the above appropriations where the total to be paid such additional respective employee from Federal, State, county, or other funds exceeds the respective amounts below listed, to-wit:

"File Clerks and Typists, at not exceeding \$1,200.00 each per year; Stenographers, at not exceeding \$1,350.00 each per year; District Office Clerks, at not exceeding \$1,500.00 each per year; District Bookkeepers, at not exceeding \$2,100.00 each per year; Chief District Accountants, at not exceeding \$2,400.00 each per year; Rodmen, Checkers, Junior Office Assistants, and Timekeepers, at not exceeding \$1,440.00 each per year; Instrumentmen, Junior Inspectors, and Senior Office Assistants, at not exceed-



ing \$1,920.00 each per year; Field Engineers and Senior Inspectors, at not exceeding \$2,400.00 each per year; District Office Engineers, at not exceeding \$2,880.00 each per year; General Foremen, at not exceeding \$2,700.00 each per year; Assistant District Engineers, at not exceeding \$3,600.00 each per year; District Engineers, at not exceeding \$4,896.00 each per year; Resident and Designing Engineers, at not exceeding \$3,840.00 each per year, provided, however, that the average salaries of District, Resident, and Designing Engineers shall not exceed \$3,672.00 per year; District Supervising Mechanics, at not exceeding \$2,400.00 each per year; District Warehousemen, at not exceeding \$2,100.00 each per year, and Assistant District Warehousemen, at not exceeding \$1,440.00 each per year; Foremen, (Section, Shop, and Special) at an average salary of not to exceed \$1,800.00 per year, none to exceed \$1,920.00 each per year; Chief Blue Print Operator at not exceeding \$1,800.00 per year; any other additional positions not herein listed in the above itemized appropriations, not to exceed the amounts specifically appropriated therein for such similar positions.

"The State Highway Commission is hereby specifically authorized to expend moneys from the State Highway Fund in the payment of such traveling expenses as may be required by its field forces in the proper construction and maintenance of the State Highway System, subject to the general limitations contained in the provisions appearing at the end of this Act with reference to traveling expenses."

Mr. Thornton moved to table the amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—98

Allen	Brown
Alsup	of Nacogdoches
Anderson	Bundy
Bailey	Burkett
Blankenship	Burney
Boyer	Cauthorn
Bradbury	Chambers
Bradford	Clark
Bray	Cockrell
Bridgers	Coleman
Broadfoot	Colquitt

Colson, Mrs.	Lock
Cornett	Loggins
Corry	London
Crossley	McAlister
Daniel	McMurry
Davis of Jasper	McNamara
Davis of Upshur	Montgomery
Dean	Newell
Dickison	Nicholson
Donaghey	Oliver
Faulkner	Pace
Ferguson	Reed
Fielden	Rhodes
Fuchs	Riviere
Gordon, Mrs.	Roach
Hale	Roberts
Hankamer	Robinson
Hardeman	Russell
Hardin	Schuenemann
Harp	Segrist
Harper	Shell
Harrell of Lamar	Skiles
Harris	Smith
Heflin	of Matagorda
Holland	Spencer
Howington	Stoll
Hull	Talbert
Hunt	Taylor
Isaacks	Tennant
Johnson of Tarrant	Thornton
Keith	Turner
Kennedy	Vint
Kern	Weldon
Kerr	Wells
Kersey	Westbrook
King	White
Langdon	Wilson
Lehman	Wood
Little	Wright

## Nays—31

Allison	Johnson of Ellis
Baker	Leyendecker
of Fort Bend	McFarland
Baker of Grayson	Mohrman
Bell	Monkhouse
Boethel	Morris
Bond	Petsch
Boyd	Pevehouse
Brown of Cherokee	Reader of Bexar
Cleveland	Reader of Erath
Dickson	Reaves
Dowell	Stinson
Dwyer	Tarwater
Galbreath	Thornberry
Goodman	Waggoner
Howard	Worley

## Absent

Celaya	Gilmer
Derden	Hamilton
Felty	Hartzog

Kinard  
Leonard  
Mays  
McDaniel  
McDonald  
Piner

Pope  
Ragsdale  
Smith of Hopkins  
Vale  
Voigt  
Winfree

Absent—Excused

Harrell of Bastrop Smith of Frio

Mr. Baker of Grayson moved to suspend all necessary Rules, for the purpose of making a motion for the previous question on the committee amendment, and the passage of Senate Bill No. 427 to third reading.

The motion was lost.

Question—Shall the committee amendment be adopted?

#### RELATIVE TO SENATE BILL NO. 121

Mr. Heflin moved to suspend all necessary Rules, for the purpose of making a motion to reconsider the vote by which Senate Bill No. 121 was passed.

The motion to suspend the Rules prevailed by the following vote:

Yeas—132

Allen  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett  
Burney  
Cauthorn  
Celaya  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colquitt

Colson, Mrs.  
Cornett  
Crossley  
Davis of Jasper  
Davis of Upshur  
Dean  
Dickison  
Dickson  
Donaghey  
Dowell  
Dwyer  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Gordon, Mrs.  
Hale  
Hamilton  
Hankamer  
Hardeman  
Hardin  
Harp  
Harper  
Harrell of Lamar  
Harris  
Hartzog  
Holland  
Howington

Hull  
Hunt  
Isaacks  
Johnson of Ellis  
Johnson of Tarrant  
Keith  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leyendecker  
Little  
Lock  
Loggins  
London  
McAlister  
McDaniel  
McDonald  
McFarland  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Oliver  
Pace  
Petsch  
Pevehouse  
Pope  
Ragsdale

Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shelt  
Skiles  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Thornton  
Turner  
Vint  
Waggoner  
Weldon  
Wells  
Westbrook  
White  
Wilson  
Wood  
Worley  
Wright

Absent

Allison  
Blankenship  
Corry  
Daniel  
Derden  
Goodman  
Heflin  
Howard

Leonard  
Mays  
Piner  
Reader of Bexar  
Vale  
Voigt  
Winfree

Absent—Excused

Harrell of Bastrop Smith of Frio

Question then recurring on the motion to reconsider the vote by which Senate Bill No. 121 was passed, it prevailed.

Question—Shall Senate Bill No. 121 be passed?

Mr. Heflin offered the following amendment to the bill:

Amend Senate Bill No. 121, by striking out the words "and/or in any county of a larger population" wherever they appear in the bill.

The amendment was adopted by the following vote:

## Yeas—132

Allen	Hartzog
Alsup	Holland
Anderson	Howington
Bailey	Hull
Baker	Hunt
of Fort Bend	Isaacks
Baker of Grayson	Johnson of Ellis
Bell	Johnson of Tarrant
Boethel	Keith
Bond	Kennedy
Boyd	Kern
Boyer	Kerr
Bradbury	Kersey
Bradford	Kinard
Bray	King
Bridgers	Langdon
Broadfoot	Lehman
Brown of Cherokee	Leyendecker
Brown	Little
of Nacogdoches	Lock
Bundy	Loggins
Burkett	London
Burney	McAlister
Cauthorn	McDaniel
Celaya	McDonald
Chambers	McFarland
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colquitt	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Crossley	Nicholson
Davis of Jasper	Oliver
Davis of Upshur	Pace
Dean	Petsch
Dickison	Pevehouse
Dickson	Pope
Donaghey	Ragsdale
Dowell	Reader of Erath
Dwyer	Reaves
Faulkner	Reed
Felty	Rhodes
Ferguson	Riviere
Fielden	Roach
Fuchs	Roberts
Galbreath	Robinson
Gilmer	Russell
Gordon, Mrs.	Schuenemann
Hale	Segrist
Hamilton	Shell
Hankamer	Skiles
Hardeman	Smith of Hopkins
Hardin	Smith
Harp	of Matagorda
Harper	Spencer
Harrell of Lamar	Stinson
Harris	Stoll

Talbert	Weldon
Tarwater	Wells
Taylor	Westbrook
Tennant	White
Thornberry	Wilson
Thornton	Wood
Turner	Worley
Vint	Wright
Waggoner	

## Absent

Allison	Leonard
Blankenship	Mays
Corry	Piner
Daniel	Reader of Bexar
Derden	Vale
Goodman	Voigt
Heflin	Winfree
Howard	

## Absent—Excused

Harrell of Bastrop Smith of Frio

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 121 was then passed by the following vote:

## Yeas—132

Allen	Cornett
Alsup	Crossley
Anderson	Davis of Jasper
Bailey	Davis of Upshur
Baker	Dean
of Fort Bend	Dickison
Baker of Grayson	Dickson
Bell	Donaghey
Boethel	Dowell
Bond	Dwyer
Boyd	Faulkner
Boyer	Felty
Bradbury	Ferguson
Bradford	Fielden
Bray	Fuchs
Bridgers	Galbreath
Broadfoot	Gilmer
Brown of Cherokee	Gordon, Mrs.
Brown	Hale
of Nacogdoches	Hamilton
Bundy	Hankamer
Burkett	Hardeman
Burney	Hardin
Cauthorn	Harp
Celaya	Harper
Chambers	Harrell of Lamar
Clark	Harris
Cleveland	Hartzog
Cockrell	Holland
Coleman	Howington
Colquitt	Hull
Colson, Mrs.	Hunt

Isaacks	Reaves
Johnson of Ellis	Reed
Johnson of Tarrant	Rhodes
Keith	Riviere
Kennedy	Roach
Kern	Roberts
Kerr	Robinson
Kersey	Russell
Kinard	Schuenemann
King	Segrist
Langdon	Shell
Lehman	Skiles
Leyendecker	Smith of Hopkins
Little	Smith
Lock	of Matagorda
Loggins	Spencer
London	Stinson
McAlister	Stoll
McDaniel	Talbert
McDonald	Tarwater
McFarland	Taylor
McMurry	Tennant
McNamara	Thornberry
Mohrmann	Thornton
Monkhouse	Turner
Montgomery	Vint
Morris	Waggoner
Newell	Weldon
Nicholson	Wells
Oliver	Westbrook
Pace	White
Petsch	Wilson
Pevehouse	Wood
Pope	Worley
Ragsdale	Wright
Reader of Erath	
Absent	
Allison	Leonard
Blankenship	Mays
Corry	Piner
Daniel	Reader of Bexar
Derden	Vale
Goodman	Voigt
Heflin	Winfree
Howard	

Absent—Excused

Harrell of Bastrop Smith of Frio

#### COMMENDING THE CITY OF GLADEWATER

Mr. Tennant offered the following resolution:

H. C. R. No. 154, Commending the City of Gladewater.

Whereas, New York has her World's Fair, The World of Tomorrow, and San Francisco has her Golden Gate Exposition; and

Whereas, In the beautiful piny woods of East Texas in the heart of the world's greatest oil field, the

City of Gladewater, Gregg County, Texas, is now celebrating its rapid growth and development as a city of cultural and business advantages, with its Second Annual Gladewater Round-Up Horse Show and Rodeo from May 18 to 21, inclusive, which, to the people of Gladewater and East Texas, signifies just as much, as far as enterprise, spirit and interest is concerned; and

Whereas, The magnitude of this Show makes it the outstanding event of its kind in the Nation, which includes one of the finest Horse Shows and outstanding Rodeos in the Nation; and

Whereas, This Show is sponsored entirely by local public-spirited citizens; and

Whereas, Such progressive people and such a progressive City as Gladewater excite the admiration of all by such an educational and entertaining feature as the Gladewater Round-Up; therefore, be it hereby

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the President of the Gladewater Round-Up, Mr. Murray C. Sells, and all those who so loyally assisted him in making the Round-Up such an attraction, be congratulated, and that the City of Gladewater be commended for its progressive spirit, and that each succeeding year bring still greater success to the Gladewater Round-Up.

The resolution was read second time, and was adopted.

#### RELATIVE TO CERTAIN CEREMONIES AT GOLIAD

Mr. Hartzog offered the following resolution:

H. S. R. No. 287, Relative to certain ceremonies at Goliad, Texas.

Whereas, On Sunday, June 4, 1939, the people of Goliad will dedicate a beautiful monument to the memory of the men who died with Col. James W. Fannin in the Goliad Massacre, on March 27, 1836; and

Whereas, This monument will commemorate one of the most tragic and most important events in the history of Texas, an event which made possible the immortal triumph of the Texans at San Jacinto three weeks later; and

Whereas, The dedication program will contain speeches by noted stu-

dents of Texas history, recounting the brave story of the men who gave their lives at Goliad so that independence might be won for Texas; and

Whereas, These speeches will have great educational and historical value to the people of Texas, particularly to the school children; and

Whereas, This dedication service should be made available to all the people of this State so that they may join in paying tribute to the pioneers who helped to win everlasting liberty for Texans at the cost of their own lives; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the citizens of Texas be urged to attend these ceremonies at Goliad on the afternoon of Sunday, June 4; and, be it further

Resolved, That Mr. Elliott Roosevelt, President of the Texas State Network, be requested to set aside one hour on his radio network on Sunday, June 4, 1939, beginning at 3:00 o'clock, to bring to every citizen of Texas this program of great historical value; and, be it further

Resolved, That copies of this resolution be sent to Mr. J. A. White, County Judge of Goliad County and to Mr. Elliott Roosevelt, President of the Texas State Network, Fort Worth, Texas.

HARTZOG,  
BELL.

The resolution was read second time, and was adopted.

#### TO PROVIDE FOR ADJOURNMENT SINE DIE

Mr. Boyer offered the following resolution:

H. C. R. No. 156, To provide for adjournment sine die.

Whereas, The Constitutional 120 days of the Forty-sixth Legislature expired on Tuesday, May 9th, at midnight; and

Whereas, The calendar of the Legislature is congested and unless some definite time for adjournment is set, it cannot be properly cleared of pending measures; and

Whereas, It is important and highly desirable that a day certain be named sine die; and

Whereas, Unless a day certain is named we will not know when the rules of the House with reference to the limitation of the discussion of

bills, the seventy-two hour rule, the forty-eight hour rule and other rules of procedure apply; now, therefore, be it

Resolved by the House of Representatives of the Forty-sixth Legislature, the Senate concurring, That the Regular Session of the Forty-sixth Legislature adjourn sine die on Saturday, June 3, 1939, at 12 o'clock noon.

BOYER,  
KINARD,  
DEAN,  
HARDIN,  
CELAYA,  
NICHOLSON,  
DONAGHEY,  
BRADFORD,  
McALISTER,  
SMITH of Matagorda,  
JOHNSON of Tarrant,

The resolution was read second time.

On motion of Mr. Allison, the resolution was tabled.

#### MESSAGE FROM THE SENATE

Austin, Texas, May 19, 1939.  
Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 1046, A bill to be entitled "An Act to validate and confirm certain actions and proceedings of the Texas Old Age Assistance Commission and the Governor, Comptroller, and Treasurer of the State of Texas, with respect to the authorization and issuance of warrants for old age assistance under Section 51-b of Article 3 of the Constitution and contracting for the payment of interest on warrants purchased and cashed for the recipients at the request of the Commission and to the authorization and execution of interest-bearing State of Texas Treasury certificates to be issued in exchange for warrants so purchased and to validate, and declaring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### PROVIDING FOR CONSIDERATION OF LOCAL AND UNCONTESTED BILLS

Mr. Mays moved that the House meet at 7:30 o'clock p. m., next Tues-

day for the purpose of considering local and uncontested bills.

The motion prevailed.

### RECESS

Mr. Reader of Erath moved that the House recess until 2:00 o'clock p. m., today.

Mr. Brown of Cherokee moved that the House recess until 2:30 o'clock p. m., today.

Mr. Reader of Bexar moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Question first recurring on the motion to adjourn until 10:00 o'clock a. m., next Monday, yeas and nays were demanded.

The motion to adjourn was lost by the following vote:

#### Yeas—53

Allison	Johnson of Ellis
Bell	Johnson of Tarrant
Blankenship	Kinard
Boethel	Leyendecker
Bond	Loggins
Boyer	Mays
Bray	McDaniel
Broadfoot	McFarland
Celaya	McMurry
Clark	Montgomery
Colquitt	Nicholson
Corry	Oliver
Davis of Upshur	Pace
Dean	Reader of Bexar
Dickison	Riviere
Dickson	Robinson
Donaghey	Schuenemann
Faulkner	Segrist
Felty	Shell
Galbreath	Smith of Hopkins
Goodman	Smith
Hardin	of Matagorda
Harrell of Lamar	Talbert
Hartzog	Tennant
Heflin	Vale
Howard	Westbrook
Hull	Winfree

#### Nays—85

Allen	Baker of Grayson
Alsup	Boyd
Bailey	Bradbury
Baker	Bradford
of Fort Bend	Bridgers

Brown of Cherokee	Little
Brown	Lock
of Nacogdoches	London
Burkett	McAlister
Burney	McDonald
Cauthorn	McNamara
Chambers	Mohrmann
Cleveland	Monkhouse
Cockrell	Morris
Colson, Mrs.	Newell
Cornett	Petsch
Crossley	Pevehouse
Daniel	Pope
Davis of Jasper	Reader of Erath
Derden	Reaves
Dowell	Reed
Dwyer	Rhodes
Ferguson	Roach
Fuchs	Roberts
Gordon, Mrs.	Russell
Hale	Skiles
Hamilton	Spencer
Hankamer	Stinson
Hardeman	Stoll
Harp	Tarwater
Harper	Taylor
Harris	Thornberry
Holland	Thornton
Howington	Turner
Hunt	Vint
Isaacks	Waggoner
Keith	Weldon
Kennedy	Wells
Kern	White
Kerr	Wilson
Kersey	Wood
King	Worley
Langdon	Wright
Lehman	

#### Absent

Anderson	Leonard
Bundy	Piner
Coleman	Ragsdale
Fielden	Voigt
Gilmer	

#### Absent—Excused

Harrell of Bastrop Smith of Frio

Question next recurring on the motion to recess until 2:00 o'clock p. m., today, it was lost.

Question then recurring on the motion to recess until 2:30 o'clock p. m., today, it prevailed, and the House, accordingly, at 12:20 o'clock p. m., took recess until 2:30 o'clock p. m., today.

## AFTERNOON SESSION

The House met at 2:30 o'clock p. m., and was called to order by the Speaker.

## LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Westbrook and Mr. Oliver for this afternoon, on account of important business, on motion of Mr. Roberts.

Mr. Vale for this afternoon, on account of important business, on motion of Mr. Leonard.

Mr. Bell for this afternoon, on account of important business, on motion of Mr. Thornberry.

Mr. Faulkner, on account of illness, on motion of Mr. Smith of Matagorda.

## SENATE BILL NO. 427 ON PASSAGE TO THIRD READING

The House resumed consideration of pending business, same being Senate Bill No. 427, Departmental Appropriation Bill, on its passage to third reading.

The bill having heretofore been read second time, with committee amendment, by Mr. Thornton, pending.

Mr. Alsop offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, pages 194, 195, 196 and 197, by striking out on page 194, line 18 to line 40, inclusive, all of pages 195 and 196 and the first eight lines of page 197, and substituting in lieu thereof, the following:

On page 194:

Line	Item	Title	For the Year Ending	
			August 31, 1940	August 31, 1941
18	25	Senior Clerk .....	\$ 1,200.00	\$ 1,200.00
19	26 2	Junior Clerk .....	1,350.00	1,350.00
20	26-3	Chief Clerk .....	1,260.00	1,260.00
21	26-4	Hunter .....	1,350.00	1,350.00
22	26-5	Hunter .....	1,350.00	1,350.00
23	26-6	Hunter .....	1,350.00	1,350.00
24	26-7	Hunter .....	1,350.00	1,350.00
25	26-8	Hunter .....	1,350.00	1,350.00
26	26-9	Hunter .....	1,200.00	1,200.00
27	26-10	Hunter .....	1,200.00	1,200.00
28	26-11	Hunter .....	1,200.00	1,200.00
29	26-12	Hunter .....	1,200.00	1,200.00
30	26-13	Hunter .....	1,200.00	1,200.00
31	26-14	Hunter .....	1,200.00	1,200.00
32	26-15	Hunter .....	1,200.00	1,200.00
33	26-16	Hunter .....	1,200.00	1,200.00
34	26-17	Hunter .....	1,200.00	1,200.00
35	26-18	Hunter .....	1,200.00	1,200.00
36	26-19	Hunter .....	1,200.00	1,200.00
37	26-20	Hunter .....	1,200.00	1,200.00
38	26-21	Hunter .....	1,200.00	1,200.00
39	26-22	Hunter .....	1,200.00	1,200.00
40	26-23	Hunter .....	1,200.00	1,200.00
On page 195:				
4	26-24	Hunter .....	1,200.00	1,200.00
5	26-25	Hunter .....	1,200.00	1,200.00
6	26-26	Hunter .....	1,200.00	1,200.00
7	26-27	Hunter .....	1,200.00	1,200.00
8	26-28	Hunter .....	1,200.00	1,200.00
9	26-29	Hunter .....	1,200.00	1,200.00
10	26-30	Hunter .....	1,200.00	1,200.00
11	26-31	Hunter .....	1,200.00	1,200.00
12	26-32	Hunter .....	1,200.00	1,200.00
13	26-33	Hunter .....	1,200.00	1,200.00
14	26-34	Hunter .....	1,200.00	1,200.00
15	26-35	Hunter .....	1,200.00	1,200.00
16	26-36	Hunter .....	1,200.00	1,200.00

Line	Item	Title	For the Year Ending	
			August 31, 1940	August 31, 1941
17	26-37	Hunter	1,200.00	1,200.00
18	26-38	Hunter	1,200.00	1,200.00
19	26-39	Hunter	1,080.00	1,080.00
20	26-40	Hunter	1,080.00	1,080.00
21	26-41	Hunter	1,080.00	1,080.00
22	26-42	Hunter	1,080.00	1,080.00
23	26-43	Hunter	1,080.00	1,080.00
24	26-44	Hunter	1,080.00	1,080.00
25	26-45	Hunter	1,080.00	1,080.00
26	26-46	Hunter	1,080.00	1,080.00
27	26-47	Hunter	1,080.00	1,080.00
28	26-48	Hunter	1,080.00	1,080.00
29	26-49	Hunter	1,080.00	1,080.00
30	26-50	Hunter	1,080.00	1,080.00
31	26-51	Hunter	1,080.00	1,080.00
32	26-52	Hunter	1,080.00	1,080.00
33	26-53	Hunter	1,080.00	1,080.00
34	26-54	Hunter	1,080.00	1,080.00
35	26-55	Hunter	1,080.00	1,080.00
36	26-56	Hunter	1,080.00	1,080.00
37	26-57	Hunter	1,080.00	1,080.00
38	26-58	Hunter	1,080.00	1,080.00
39	26-59	Hunter	1,080.00	1,080.00
40	26-60	Hunter	1,080.00	1,080.00
On page 196:				
4	26-61	Hunter	1,080.00	1,080.00
5	26-62	Hunter	1,080.00	1,080.00
6	26-63	Hunter	1,080.00	1,080.00
7	26-64	Hunter	1,080.00	1,080.00
8	26-65	Hunter	1,080.00	1,080.00
9	26-66	Hunter	1,080.00	1,080.00
10	a.	Rent, per annum	120.00	120.00
	b.	Freight and Express per annum	400.00	400.00
	c.	Office Supplies	20.00	20.00
	d.	Travel expense mileage at 3c per mile, per annum	2,660.00	2,660.00
			\$ 80,000.00	\$ 80,000.00

The salaries of the above hunters may be paid in part from local co-operative funds when the same are available, and the State funds thus saved may be used to employ additional hunters provided no salary is paid in excess of \$1,350.00 per annum.

The amendment was adopted.

Mr. Gilmer offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, by inserting and numbering with proper number a new Section between lines 34 and 35,

or in the proper place, page 196, to read as follows:

"For employment of additional hunters for the year ending August 31, 1940—\$20,000.00 and for the year ending August 31, 1941—\$20,000.00, provided that the funds made available in this Section are to be used only when matched in part with funds from the community where the trapping is to be done or funds furnished for such purpose by the Federal Government, and provided further that such additional hunters are not to receive from all sources more than \$1,080.00 per annum, and chang-



ing the totals, line 8, page 197, to conform."

GILMER,  
PETSCH,  
POPE,  
WINFREE,  
ISAACKS,  
GOODMAN,  
DONAGHEY,  
HARDEMAN,  
KING,  
WRIGHT,  
HARTZOG.

Mr. Thornton moved to table the amendment.

The motion to table was lost.

Question then recurring on the amendment by Mr. Gilmer, it was adopted.

Mr. Baker of Fort Bend offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, as printed, by striking out all following line 11, page 192, and above line 15 on page 194, and substituting therefor, the following:

	For the Years Ending	
	August 31, 1940	August 31, 1941
1. Chairman .....	\$ 3,000.00	\$ 3,000.00
2. Commissioners, two at \$1,500.00 each .....	3,000.00	3,000.00
3. Chief Clerk-Bookkeeper .....	1,800.00	1,800.00
4. Executive Head .....	3,600.00	3,600.00
5. Assistant to Executive Head .....	2,000.00	2,000.00
6. Chief Veterinarian .....	2,400.00	2,400.00
7. Laboratory Director .....	2,000.00	2,000.00
8. Assistant Veterinarian .....	2,000.00	2,000.00
8-2. Assistant Veterinarian .....	2,000.00	2,000.00
8-3. Assistant Veterinarian .....	2,000.00	2,000.00
8-4. Assistant Veterinarian .....	2,000.00	2,000.00
8-5. Assistant Veterinarian .....	2,000.00	2,000.00
8-6. Assistant Veterinarian .....	2,000.00	2,000.00
8-7. Assistant Veterinarian .....	2,000.00	2,000.00
8-8. Assistant Veterinarian .....	2,000.00	2,000.00
8-9. Assistant Veterinarian .....	2,000.00	2,000.00
8-10. Assistant Veterinarian .....	2,000.00	2,000.00
9. Secretary .....	1,500.00	1,500.00
10. Stenographer .....	1,350.00	1,350.00
10-2. Stenographer .....	1,350.00	1,350.00
10-3. Stenographer .....	1,350.00	1,350.00
10a. File Clerk .....	1,200.00	1,200.00
10a2. File Clerk .....	1,200.00	1,200.00
11. District Supervisor .....	1,800.00	1,800.00
11-2. District Supervisor .....	1,800.00	1,800.00
12. Inspector, County and Local .....	1,380.00	1,380.00
12-2. Inspector, County and Local .....	1,380.00	1,380.00
12-3. Inspector, County and Local .....	1,380.00	1,380.00
12-4. Inspector, County and Local .....	1,380.00	1,380.00
12-5. Inspector, County and Local .....	1,380.00	1,380.00
12-6. Inspector, County and Local .....	1,380.00	1,380.00
12-7. Inspector, County and Local .....	1,380.00	1,380.00
12-8. Inspector, County and Local .....	1,380.00	1,380.00
12-9. Inspector, County and Local .....	1,380.00	1,380.00
12-10. Inspector, County and Local .....	1,380.00	1,380.00
12-11. Inspector, County and Local .....	1,380.00	1,380.00
12-12. Inspector, County and Local .....	1,380.00	1,380.00
12-13. Inspector, County and Local .....	1,380.00	1,380.00
12-14. Inspector, County and Local .....	1,380.00	1,380.00
12-15. Inspector, County and Local .....	1,380.00	1,380.00
12-16. Inspector, County and Local .....	1,380.00	1,380.00
12-17. Inspector, County and Local .....	1,380.00	1,380.00
12-18. Inspector, County and Local .....	1,380.00	1,380.00
12-19. Inspector, County and Local .....	1,380.00	1,380.00

		For the Years Ending	
		August 31, 1940	August 31, 1941
12-20.	Inspector, County and Local .....	1,380.00	1,380.00
12-21.	Inspector, County and Local .....	1,380.00	1,380.00
12-22.	Inspector, County and Local .....	1,380.00	1,380.00
12-23.	Inspector, County and Local .....	1,380.00	1,380.00
12-24.	Inspector, County and Local .....	1,380.00	1,380.00
12-25.	Inspector, County and Local .....	1,380.00	1,380.00
12-26.	Inspector, County and Local .....	1,380.00	1,380.00
12-27.	Inspector, County and Local .....	1,380.00	1,380.00
12-28.	Inspector, County and Local .....	1,380.00	1,380.00
12-29.	Inspector, County and Local .....	1,380.00	1,380.00
12-30.	Inspector, County and Local .....	1,380.00	1,380.00
12-31.	Inspector, County and Local .....	1,380.00	1,380.00
12-32.	Inspector, County and Local .....	1,380.00	1,380.00
12-33.	Inspector, County and Local .....	1,380.00	1,380.00
12-34.	Inspector, County and Local .....	1,380.00	1,380.00
12-35.	Inspector, County and Local .....	1,380.00	1,380.00
12-36.	Inspector, County and Local .....	1,380.00	1,380.00
12-37.	Inspector, County and Local .....	1,380.00	1,380.00
12-38.	Inspector, County and Local .....	1,380.00	1,380.00
12-39.	Inspector, County and Local .....	1,380.00	1,380.00
12-40.	Inspector, County and Local .....	1,380.00	1,380.00
12-41.	Inspector, County and Local .....	1,380.00	1,380.00
12-42.	Inspector, County and Local .....	1,380.00	1,380.00
12-43.	Inspector, County and Local .....	1,380.00	1,380.00
12-44.	Inspector, County and Local .....	1,380.00	1,380.00
12-45.	Inspector, County and Local .....	1,380.00	1,380.00
12-46.	Inspector, County and Local .....	1,380.00	1,380.00
12-47.	Inspector, County and Local .....	1,380.00	1,380.00
12-48.	Inspector, County and Local .....	1,380.00	1,380.00
12-49.	Inspector, County and Local .....	1,380.00	1,380.00
12-50.	Inspector, County and Local .....	1,380.00	1,380.00
12-51.	Inspector, County and Local .....	1,380.00	1,380.00
12-52.	Inspector, County and Local .....	1,380.00	1,380.00
12-53.	Inspector, County and Local .....	1,380.00	1,380.00
12-54.	Inspector, County and Local .....	1,380.00	1,380.00
12-55.	Inspector, County and Local .....	1,380.00	1,380.00
12-56.	Inspector, County and Local .....	1,380.00	1,380.00
12-57.	Inspector, County and Local .....	1,380.00	1,380.00
12-58.	Inspector, County and Local .....	1,380.00	1,380.00
12-59.	Inspector, County and Local .....	1,380.00	1,380.00
12-60.	Inspector, County and Local .....	1,380.00	1,380.00
12-61.	Inspector, County and Local .....	1,380.00	1,380.00
12-62.	Inspector, County and Local .....	1,380.00	1,380.00
12-63.	Inspector, County and Local .....	1,380.00	1,380.00
12-64.	Inspector, County and Local .....	1,380.00	1,380.00
12-65.	Inspector, County and Local .....	1,380.00	1,380.00
14.	Laboratory Assistant .....	1,200.00	1,200.00
15.	Janitor-office boy .....	1,000.00	1,000.00
Total Salaries .....		\$ 141,250.00	\$ 141,250.00
Maintenance and Miscellaneous:			
16.	Dip material and cattle marking paint .....	\$ 17,500.00	\$ 10,000.00
17.	Indemnity for tubercular cattle owners .....	3,000.00	3,000.00
18.	Indemnity for bangs-reactor-cattle and goat owners .....	40,000.00	40,000.00
19.	Laboratory equipment and supplies .....	3,000.00	3,000.00
20.	Traveling expenses .....	50,000.00	50,000.00
21.	Printing .....	700.00	600.00
22.	Rent, Telephone, postage, office and con- tingent expenses .....	5,000.00	5,000.00

		For the Years Ending	
		August 31, 1940	August 31, 1941
23. Investigation contagious diseases, including supplies		5,000.00	5,000.00
Totals, maintenance and miscellaneous	\$	127,070.00	\$ 119,600.00

BAKER of Fort Bend, HARDEMAN, MONKHOUSE, CAUTHORN, REAVES, BURNLEY, PINER, McMURRY, RAGSDALE, BRADBURY, VALE, WINFREE, GILMER, LEYENDECKER, BRIDGERS, MAYS, READER of Erath, READER of Bexar, PETSCH,	McDaniel McDonald Mohrmann Monkhouse Petsch Pevehouse Ragsdale Reader of Bexar Reader of Erath Reaves Reed Riviere	Segrist Shell Skiles Smith of Matagorda Tarwater Thornberry Voigt Wells Worley Wright
Yeas—59		
	Allison Alsup Baker of Grayson Blankenship Bray Broadfoot Brown of Nacogdoches Burkett Chambers Coleman Colquitt Cornett Daniel Davis of Jasper Davis of Upshur Derden Ferguson Fielden Fuchs Gordon, Mrs. Hale Hamilton Hankamer Harper Harrell of Lamar Heflin Howington Kennedy Kern	Kersey Kinard Langdon Lehman London McFarland McNamara Morris Newell Nicholson Oliver Pace Pope Rhodes Roach Roberts Robinson Russell Smith of Hopkins Spencer Stinson Stoll Taylor Thornton Turner Vint Waggoner Weldon White Wilson
Absent		
	Allen Anderson Boethel Boyer Celaya Colson, Mrs. Dean Dickison	Dowell Dwyer Felty Hardin Howard Hull Keith Leonard

(Pending consideration of the amendment, Mr. Leonard occupied the Chair temporarily.)  
(Speaker in the Chair.)  
Mr. Thornton moved to table the amendment.  
The motion to table was lost.  
Mr. Thornton called for a division of the questions in the amendment.  
Question recurring on item 1 of the amendment, yeas and nays were demanded.  
Item 1 of the amendment was lost by the following vote:

Yeas—57	
Bailey Baker of Fort Bend Bond Boyd Bradbury Bradford Bridgers Brown of Cherokee Bundy Burney Cauthorn Clark Cleveland Cockrell Corry Crossley Dickson	Donaghey Galbreath Gilmer Goodman Hardeman Harp Harris Hartzog Holland Hunt Isaacks Johnson of Ellis Johnson of Tarrant Kerr King Lock Loggins McAlister

Leyendecker	Smith of Frio
Little	Talbert
Mays	Tennant
McMurry	Winfree
Piner	Wood
Schuenemann	

## Absent—Excused

Bell	Montgomery
Faulkner	Vale
Harrell of Bastrop	Westbrook

Question recurring on item 2 of the amendment, yeas and nays were demanded.

Item 2 of the amendment was adopted by the following vote:

## Yeas—61

Allen	Johnson of Ellis
Bailey	Johnson of Tarrant
Baker	Kerr
of Fort Bend	Kersey
Boethel	King
Bond	Lock
Boyd	Loggins
Boyer	McAlister
Bradbury	McDaniel
Bradford	Mohrmann
Bridgers	Monkhouse
Bundy	Petsch
Cauthorn	Pevehouse
Clark	Ragsdale
Cleveland	Reader of Bexar
Cockrell	Reader of Erath
Coleman	Reaves
Dickson	Riviere
Donaghey	Schuenemann
Dwyer	Segrist
Galbreath	Shell
Gilmer	Skiles
Goodman	Smith
Hardeman	of Matagorda
Hardin	Tarwater
Harp	Thornberry
Harper	Turner
Harrell of Lamar	Wells
Harris	Winfree
Holland	Worley
Hunt	Wright
Isaacks	

## Nays—59

Allison	Burney
Alsup	Chambers
Baker of Grayson	Cornett
Blankenship	Crossley
Bray	Daniel
Broadfoot	Davis of Jasper
Brown of Cherokee	Davis of Upshur
Brown	Derden
of Nacogdoches	Dowell
Burkett	Felty

Ferguson	Pace
Fielden	Reed
Gordon, Mrs.	Rhodes
Hamilton	Roach
Harrell of Bastrop	Roberts
Heflin	Russell
Howington	Spencer
Kennedy	Stinson
Kern	Stoll
Kinard	Talbert
Langdon	Taylor
Lehman	Tennant
London	Thornton
McDonald	Vint
McFarland	Voigt
McNamara	Waggoner
Morris	Weldon
Newell	White
Nicholson	Wilson
Oliver	Wood

## Absent

Anderson	Hull
Celaya	Keith
Colquitt	Leonard
Colson, Mrs.	Leyendecker
Corry	Little
Dean	Mays
Dickson	McMurry
Fuchs	Piner
Hale	Pope
Hartzog	Robinson
Howard	Smith of Hopkins

## Absent—Excused

Bell	Smith of Frio
Faulkner	Vale
Hankamer	Westbrook
Montgomery	

Question recurring on item 4 of the amendment, it was lost.

Question recurring on item 5 of the amendment, yeas and nays were demanded.

Item 5 of the amendment was lost by the following vote:

## Yeas—50

Bailey	Dickson
Baker	Donaghey
of Fort Bend	Dwyer
Boethel	Galbreath
Bond	Gilmer
Boyd	Goodman
Bradbury	Hamilton
Bradford	Hardeman
Bridgers	Hardin
Cauthorn	Harp
Celaya	Harris
Cleveland	Holland
Corry	Hunt

Isaacks	Reader of Bexar
Johnson of Ellis	Reader of Erath
Johnson of Tarrant	Reaves
King	Riviere
Lock	Robinson
Loggins	Segrist
McAlister	Smith
McDaniel	of Matagorda
Mohrmann	Tarwater
Monkhouse	Thornberry
Petsch	Wells
Pevehouse	Winfree
Ragsdale	Worley

## Nays—65

Allen	Kersey
Allison	Kinard
Alsup	Langdon
Baker of Grayson	Lehman
Blankenship	London
Bray	McDonald
Broadfoot	McFarland
Brown of Cherokee	McMurry
Brown	McNamara
of Nacogdoches	Newell
Burkett	Nicholson
Burney	Oliver
Chambers	Pace
Cockrell	Reed
Coleman	Rhodes
Cornett	Roach
Crossley	Roberts
Daniel	Russell
Davis of Jasper	Skiles
Davis of Upshur	Spencer
Derden	Stinson
Ferguson	Stoll
Fielden	Talbert
Fuchs	Taylor
Gordon, Mrs.	Thornton
Harper	Turner
Harrell of Lamar	Vint
Heflin	Voigt
Howington	Waggoner
Hull	Weldon
Kennedy	White
Kern	Wilson
Kerr	Wood

## Present—Not Voting

Bundy

## Absent

Anderson	Hale
Boyer	Harrell of Bastrop
Clark	Hartzog
Colquitt	Howard
Colson, Mrs.	Keith
Dean	Leonard
Dickison	Leyendecker
Dowell	Little
Felty	Mays

Morris	Shell
Piner	Smith of Hopkins
Pope	Tennant
Schuenemann	Wright

## Absent—Excused

Bell	Smith of Frio
Faulkner	Vale
Hankamer	Westbrook
Montgomery	

Question recurring on items 6 and 7 of the amendment, they were severally lost.

Question recurring on items "8-6" to "8-10" inclusive of the amendment, yeas and nays were demanded.

That section of the amendment was lost by the following vote:

## Yeas—56

Allen	Holland
Bailey	Hunt
Baker	Isaacks
of Fort Bend	Kerr
Boethel	King
Bond	Lock
Boyd	Loggins
Bradbury	McAlister
Bradford	McDaniel
Bridgers	Mohrmann
Bundy	Monkhouse
Cauthorn	Newell
Celaya	Petsch
Cleveland	Pevehouse
Cockrell	Ragsdale
Coleman	Reader of Bexar
Cornett	Reader of Erath
Corry	Reaves
Dickson	Riviere
Donaghey	Robinson
Dowell	Segrist
Dwyer	Smith
Galbreath	of Matagorda
Gilmer	Stoll
Goodman	Tarwater
Hardeman	Thornberry
Hardin	Wells
Harp	Worley
Harris	Wright

## Nays—60

Allison	Burkett
Alsup	Burney
Baker of Grayson	Chambers
Blankenship	Colquitt
Bray	Crossley
Broadfoot	Davis of Jasper
Brown of Cherokee	Davis of Upshur
Brown	Dean
of Nacogdoches	Derden

Felty	Nicholson	Cleveland	Lock
Ferguson	Oliver	Cockrell	McAlister
Fielden	Pace	Coleman	Monkhouse
Fuchs	Reed	Cornett	Newell
Gordon, Mrs.	Rhodes	Corry	Petsch
Hale	Roach	Crossley	Pevehouse
Hamilton	Roberts	Dickson	Ragsdale
Harper	Russell	Donaghey	Reader of Bexar
Harrell of Lamar	Skiles	Dowell	Reader of Erath
Heflin	Spencer	Dwyer	Reaves
Howington	Stinson	Galbreath	Riviere
Hull	Talbert	Gilmer	Roberts
Kennedy	Taylor	Goodman	Robinson
Kern	Thornton	Hardeman	Segrist
Kersey	Turner	Hardin	Smith
Kinard	Vint	Harp	of Matagorda
Langdon	Waggoner	Harper	Stinson
Lehman	Weldon	Holland	Tarwater
London	White	Hunt	Thornberry
McDonald	Wilson	Isaacks	Vale
McMurry	Wood	Johnson of Ellis	Weldon
McNamara		Kersey	Wells
		King	Worley
		Leyendecker	

Present—Not Voting

Daniel

Absent

Anderson	Little
Boyer	Mays
Clark	McFarland
Colson, Mrs.	Morris
Dickison	Piner
Harrell of Bastrop	Pope
Hartzog	Schuenemann
Howard	Shell
Johnson of Ellis	Smith of Hopkins
Johnson of Tarrant	Tennant
Keith	Voigt
Leonard	Winfree
Leyendecker	

Absent—Excused

Bell	Smith of Frio
Faulkner	Vale
Hankamer	Westbrook
Montgomery	

Question recurring on items 12-41 to 12-45 inclusive of the amendment, yeas and nays were demanded.

That section of the amendment was adopted by the following vote:

Yeas—60

Allen	Bradford
Bailey	Bridgers
Baker	Broadfoot
of Fort Bend	Brown
Boethel	of Nacogdoches
Bond	Burney
Boyd	Cauthorn
Bradbury	Celaya

Nays—54

Allison	Langdon
Alsup	Lehman
Baker of Grayson	Little
Blankenship	London
Bray	McDonald
Brown of Cherokee	McMurry
Burkett	McNamara
Chambers	Mohrmann
Colson, Mrs.	Nicholson
Davis of Jasper	Oliver
Davis of Upshur	Pace
Dean	Reed
Derden	Rhodes
Felty	Roach
Ferguson	Russell
Fielden	Spencer
Fuchs	Stoll
Gordon, Mrs.	Talbert
Hamilton	Taylor
Hankamer	Tennant
Harrell of Lamar	Thornton
Heflin	Turner
Howington	Vint
Hull	Voigt
Kennedy	Waggoner
Kern	Wilson
Kinard	Wood

Absent

Anderson	Harrell of Bastrop
Boyer	Harris
Bundy	Hartzog
Clark	Howard
Colquitt	Johnson of Tarrant
Daniel	Keith
Dickison	Kerr
Hale	Leonard

Loggins	Schuenemann
Mays	Shell
McDaniel	Skiles
McFarland	Smith of Hopkins
Morris	White
Piner	Winfree
Pope	Wright

Absent—Excused

Bell	Smith of Frio
Faulkner	Westbrook
Montgomery	

Question recurring on items 12-46 to 12-50 inclusive of the amendment, yeas and nays were demanded.

That section of the amendment was lost by the following vote:

Yeas—50

Allen	Harper
Bailey	Holland
Baker	Isaacks
of Fort Bend	Johnson of Ellis
Bell	King
Boethel	Leyendecker
Bond	Lock
Boyd	McAlister
Bradford	Monkhouse
Bridgers	Newell
Broadfoot	Petsch
Brown	Pevehouse
of Nacogdoches	Reader of Bexar
Cauthorn	Reader of Erath
Cleveland	Reaves
Coleman	Riviere
Cornett	Robinson
Corry	Segrist
Dickison	Smith
Dickson	of Matagorda
Donaghey	Tarwater
Dowell	Thornberry
Dwyer	Vale
Galbreath	Weldon
Goodman	Wells
Hardin	Worley
Harp	

Nays—63

Allison	Davis of Jasper
Alsup	Davis of Upshur
Baker of Grayson	Dean
Blankenship	Derden
Bradbury	Ferguson
Bray	Fielden
Brown of Cherokee	Fuchs
Burkett	Gordon, Mrs.
Burney	Hamilton
Chambers	Hankamer
Cockrell	Harrell of Lamar
Colson, Mrs.	Heflin
Crossley	Howington
Daniel	Hull

Hunt	Roach
Kennedy	Roberts
Kern	Russell
Kersey	Spencer
Kinard	Stinson
Langdon	Stoll
Lehman	Talbert
Little	Taylor
London	Tennant
McDonald	Thornton
McMurry	Turner
McNamara	Vint
Mohrmann	Voigt
Nicholson	Waggoner
Oliver	White
Pace	Wilson
Reed	Wood
Rhodes	

Absent

Anderson	Kerr
Boyer	Leonard
Bundy	Loggins
Celaya	Mays
Clark	McDaniel
Colquitt	McFarland
Felty	Morris
Gilmer	Piner
Hale	Pope
Hardeman	Ragsdale
Harrell of Bastrop	Schuenemann
Harris	Shell
Hartzog	Skiles
Howard	Smith of Hopkins
Johnson of Tarrant	Winfree
Keith	Wright

Absent—Excused

Faulkner	Smith of Frio
Montgomery	Westbrook

Question recurring on items 12-51 to 12-55; 12-56 to 12-60; 12-61 to 12-65 inclusive of the amendment, they were severally lost.

Question recurring on item 14 of the amendment, yeas and nays were demanded.

Item 14 of the amendment was lost by the following vote:

Yeas—53

Bailey	Brown
Baker	of Nacogdoches
of Fort Bend	Cauthorn
Bell	Cleveland
Boethel	Cockrell
Bond	Corry
Boyd	Dickson
Bradbury	Donaghey
Bradford	Dwyer
Bray	Galbreath

Gilmer	McMurry
Goodman	Mohrmann
Hardeman	Monkhouse
Hardin	Petsch
Harp	Pevehouse
Harper	Reader of Erath
Harris	Reaves
Holland	Riviere
Hunt	Robinson
Isaacks	Segrist
Johnson of Ellis	Smith
Kerr	of Matagorda
King	Tarwater
Leyendecker	Thornberry
Lock	Weldon
Loggins	Wells
McAlister	Worley
McDaniel	Wright

## Nays—57

Allen	Kersey
Allison	Kinard
Alsup	Langdon
Baker of Grayson	Lehman
Blankenship	Little
Brown of Cherokee	London
Burkett	McDonald
Burney	McNamara
Chambers	Newell
Clark	Nicholson
Coleman	Oliver
Colson, Mrs.	Pace
Cornett	Reed
Crossley	Rhodes
Davis of Jasper	Roach
Davis of Upshur	Roberts
Derden	Russell
Ferguson	Spencer
Fielden	Stinson
Fuchs	Stoll
Gordon, Mrs.	Taylor
Hamilton	Thornton
Harrell of Bastrop	Turner
Harrell of Lamar	Vint
Heflin	Voigt
Howington	Waggoner
Hull	Wilson
Kennedy	Wood
Kern	

## Absent

Anderson	Hale
Boyer	Hartzog
Bridgers	Howard
Broadfoot	Johnson of Tarrant
Bundy	Keith
Celaya	Leonard
Colquitt	Mays
Daniel	McFarland
Dean	Morris
Dickison	Piner
Dowell	Pope
Felty	Ragsdale

Reader of Bexar	Talbert
Schuenemann	Tennant
Shell	White
Skiles	Winfree
Smith of Hopkins	

## Absent—Excused

Faulkner	Smith of Frio
Hankamer	Vale
Montgomery	Westbrook

Question recurring on item 15 of the amendment, it was lost.

Question recurring on item 16 of the amendment, it was adopted.

Question recurring on item 17 of the amendment, yeas and nays were demanded.

Item 17 of the amendment was lost by the following vote:

## Yeas—51

Bailey	Harrell of Lamar
Baker	Harris
of Fort Bend	Isaacks
Boethel	Johnson of Ellis
Bond	Kern
Boyd	Kerr
Bradford	King
Brown of Cherokee	Leyendecker
Brown	Lock
of Nacogdoches	Loggins
Bundy	McAlister
Cauthorn	McDaniel
Cleveland	Monkhouse
Coleman	Pevehouse
Colquitt	Reader of Bexar
Cornett	Reader of Erath
Corry	Reaves
Dickson	Riviere
Dowell	Robinson
Dwyer	Segrist
Galbreath	Spencer
Gilmer	Tarwater
Goodman	Thornberry
Hardeman	Weldon
Hardin	Wells
Harp	Worley
Harper	

## Nays—60

Allen	Cockrell
Allison	Colson, Mrs.
Alsup	Davis of Jasper
Baker of Grayson	Davis of Upshur
Blankenship	Derden
Bradbury	Felty
Bray	Ferguson
Broadfoot	Fielden
Burkett	Fuchs
Burney	Gordon, Mrs.
Chambers	Hale



Hamilton	Pope
Harrell of Bastrop	Reed
Heflin	Rhodes
Howington	Roach
Hull	Roberts
Hunt	Russell
Kennedy	Stinson
Kinard	Stoll
Langdon	Talbert
Lehman	Taylor
London	Tennant
McDonald	Thornton
McMurry	Turner
McNamara	Vint
Mohrmann	Voigt
Newell	Waggoner
Nicholson	White
Oliver	Wilson
Pace	Wood

## Absent

Anderson	Leonard
Boyer	Little
Bridgers	Mays
Celaya	McFarland
Clark	Morris
Crossley	Petsch
Daniel	Piner
Dean	Ragsdale
Dickison	Schuenemann
Donaghey	Shell
Hartzog	Skiles
Holland	Smith of Hopkins
Howard	Smith
Johnson of Tarrant	of Matagorda
Keith	Winfree
Kersey	Wright

## Absent—Excused

Bell	Smith of Frio
Faulkner	Vale
Hankamer	Westbrook
Montgomery	

Question recurring on items 18, 19, 20, 21 and 23 of the amendment, they were severally lost.

Mr. McAlister offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, page 192, by adding between lines 14 and 15, to be known as line 14a, "Attorney for the Commission, \$2,400.00—\$2,400.00."

McALISTER,  
BRADFORD.

On motion of Mr. Thornton, the amendment was tabled.

Mr. Baker of Fort Bend offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, page 193, by adding item 12-41, to read, "Seasonal inspectors as needed \$27,600.00 for the fiscal years 1940 and 1941."

BAKER of Fort Bend,  
HARDEMAN.

On motion of Mr. Thornton, the amendment was tabled.

Mr. Bradbury offered the following amendment to the committee amendment:

Amend substitute for Senate Bill No. 427, page 217, to add another Section to be known as Section 52, to read as follows:

"Abilene State Park, maintenance, repairs, utilities, tools, equipment, supplies and seasonal labor, \$350.00 for each year of the biennium."

The amendment was adopted.

Mr. Allison offered the following amendment to the committee amendment:

Amend committee substitute for Senate Bill No. 427, by inserting a new paragraph following line 28 on page 217, as follows:

"MacKenzie State Park (Lubbock)

a. Keeper's salary, with house and utilities, \$600.00—\$600.00.

b. Maintenance, repairs, utilities, tools, equipment, supplies and seasonal labor, \$600.00—\$600.00.

c. Participation to match Federal funds to complete construction projects already under way, \$1,200.00—\$1,200.00."

The amendment was adopted.

Mr. Coleman offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, page 216, by adding a new Section under manager State Park, to be known as C., and a new line to be known as line 32a, to read as follows: "For New Boats, \$200.00 for one year."

The amendment was adopted.

Mr. Goodman offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, as printed, by inserting after line 9, page 214, an additional subdivision "C", to read as follows:

"Build Swimming Pool, \$1,200.00, (For the year ending August 31, 1940)"

On motion of Mr. Morris, the amendment was tabled.

Mr. Wright offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, as follows:

Page 218, line 13, by striking out the words "Executive Secretary" and substituting in lieu thereof the words "Secretary to the Prison Board".

Page 218, lines 16 and 17, by striking out the words and figures "Secretary of Purchasing Department, Twelve Hundred and Sixty (\$1,260.00) Dollars" and substituting in lieu thereof the words and figures "Assistant Purchasing Agent, Eighteen Hundred (\$1,800.00) Dollars".

Page 218, lines 32 to 37 inclusive, by striking out the words and figures "Physicians, Fifteen Hundred and Fifty (\$1,550.00)" and substituting in lieu thereof the words and figures "Physician, Retrieve, Clemens, Ramsey and Darrington Farms, Thirty-six Hundred (\$3,600.00) Dollars. Physician, Central, Harlem, and Blue Ridge Farms, Three Thousand (\$3,000.00) Dollars. Physician, Eastham Farm, Twenty-one Hundred (\$2,100.00) Dollars".

Page 218, lines 39 and 40, by striking out the words and figures "Veterinary Surgeon, Livestock Supervisor, Two Thousand, Five Hundred and Eighty (\$2,580.00) Dollars" and substituting in lieu thereof the words and figures "Veterinary Surgeon, Two Thousand (\$2,000.00) Dollars, and Livestock Supervisor, Eighteen Hundred (\$1,800.00) Dollars".

Page 219, line 13, by striking out the words and figures "Twenty-four Hundred (\$2,400.00) Dollars", and substituting in lieu thereof the words and figures "Twenty-seven Hundred (\$2,700.00) Dollars".

Page 219, lines 27, 28 and 29, by striking therefrom the words and figures "Assistant to Superintendent of Canning and Packing Plant, Eighteen Hundred (\$1,800.00) Dollars" and substituting in lieu thereof the words and figures "Superintendent of Power and Refrigeration, Twenty-four Hundred (\$2,400.00) Dollars".

Page 220, line 6, by striking out the words and figures "Fifteen Hundred (\$1,500.00) Dollars" and substituting in lieu thereof the words and

figures "Sixteen Hundred and Eighty (\$1,680.00) Dollars".

Page 220, line 7, by adding to said line the words "House, lights and water".

Page 220, line 8, by striking out the words and figures "Eighteen Hundred (\$1,800.00) Dollars" and substituting in lieu thereof "Twenty-one Hundred (\$2,100.00) Dollars".

Page 220, line 10, by striking out the words and figures "Eighteen Hundred (\$1,800.00) Dollars" and substituting in lieu thereof "Twenty-four Hundred (\$2,400.00) Dollars".

Page 221, line 33, by inserting between the words "Goree" and "Matron" the word "night".

Page 221, lines 35 and 36, by striking out the words and figures "Twelve Hundred and Sixty (\$1,260.00) Dollars" and inserting in lieu thereof the words and figures "Thirteen Hundred (\$1,300.00) Dollars".

Pages 232 and 233, items 61-10 to 61-20, by striking out the words "house, water, lights and food provisions" and substituting in lieu thereof the words "with meals and lodging".

Page 233, line 26, to page 242, line 4, by inserting in each line the words "with meals and lodging".

Page 242, line 9, by striking out the words and figures "Twenty-one Hundred (\$2,100.00) Dollars" and substituting in lieu thereof the words and figures "Nine Hundred (\$900.00) Dollars".

Amend Senate Bill No. 427, page 242, by inserting a new Section after line 4, page 242, to read as follows:

"Guards shall be paid Eighty (\$80.00) Dollars per month for the first six months of service, Eighty-five (\$85.00) Dollars per month for the next six months of service, and Ninety (\$90.00) Dollars per month thereafter as long as he remains in continued service. However, should he leave the service for a period of ninety days or more, he shall thereafter be considered as a beginner in the service.

"The above amount appropriated for guard service shall not be exceeded by the prison authorities, but they may use the savings in the sliding scale as above described to employ

additional guard service when same is needed, but in no instance to exceed the amount hereinabove appropriated for said guard service."

The amendment was adopted.

Mr. Bradbury offered the following

amendment to the committee amendment:

Amend substitute for Senate Bill No. 427, Railroad Commission section, page 280 (printed bill) by inserting the following:

For the Year Ending  
August 31, 1940      August 31, 1941

11a. For preparing, filing and prosecuting cases before the Interstate Commerce Commission, which cases shall be for the purpose of equating the level of all interstate rates to, from, and between all points in the State of Texas with those of the Central or official zone; said efforts to be carried on independently or by cooperation with rate making authorities of other States of the Southwestern zone; and to be expended beginning September 1, 1939, and ending with August 31, 1941, as needed, for fees for Commerce Counsel or Practitioner, assistant or assistants as needed, expense of printing of complaints, briefs, reply briefs, briefs of exception, preparation of exhibits, traveling expense, and other incidental expense or supplies, as required. Provided, however, that any attorney employed to assist in this matter shall be Texas attorneys .....

\$ 17,500.00      \$ 17,500.00

BRADBURY,  
WILSON,  
KERN,  
PINER,  
LANGDON,  
WHITE,  
ROBINSON,  
McALISTER,  
DICKSON,  
PEVEHOUSE,  
CLEVELAND,  
HAMILTON,  
CLARK,  
FIELDEN,  
GILMER,  
KENNEDY,  
SPENCER,  
McFARLAND,  
WELLS,  
JOHNSON of Ellis,  
GOODMAN,  
WELDON,  
NEWELL,  
ALLEN,  
WORLEY,  
HARPER,  
COLEMAN,  
McMURRY,  
FUCHS,

BRIDGERS,  
LEONARD,  
WRIGHT,  
FAULKNER,  
BURNIE,  
COCKRELL,  
LOGGINS,  
HALE,  
BUNDY,  
HARDEMAN,  
CAUTHORN,  
THORNBERRY,  
BROWN of Cherokee,  
HARDIN,  
MONKHOUSE,  
BURKETT,  
DERDEN,  
VALE,  
CELAYA,  
BOYER,  
LITTLE,  
SKILES,  
TARWATER,  
DAVIS of Upshur,  
HARRIS,  
VINT,  
REAVES,  
HUNT,  
CROSSLEY,

KERSEY,  
SMITH of Hopkins,  
LOCK,  
FERGUSON,  
ISAACKS,  
READER of Erath,  
BOETHEL,  
BROADFOOT,  
ALLISON,  
KING,  
DONAGHEY,  
MAYS,  
CHAMBERS,  
HOWINGTON,  
CORNETT,  
RAGSDALE,  
DEAN,  
HARP,  
BOYD,  
LONDON.

The amendment was adopted.

Mr. Burkett offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, page 295, by changing the period at the end of line 32 to a comma, and by inserting after said comma the following:

"Provided further that no funds appropriated under this Act shall be used for the payment of any employee who becomes intoxicated by the use of alcoholic beverages to excess while on active duty."

BURKETT,  
WHITE.

The amendment was adopted.

Mr. Chambers offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, page 279, line 13, by changing the period at the end of line 13 to a comma, and by inserting after said comma, the following:

"All Senior Accountants, as provided under the Oil and Gas Section of this bill, before entering upon their duties and before being employed, shall have at least a diploma from an accredited business college, or a two-year course in Business Administration and Accounting; and wherever the words 'Junior Accountant' or 'Accountants' appear under the Oil and Gas section of this Act, and where appropriations are made for the payment of such Accountants, before any appropriation herein is paid to any said Accountant under this Section of

this Act, such Accountants must have had actual business experience in bookkeeping and/or a one-year course in Business Administration. And no appropriation herein provided under the oil and gas Section of this bill, shall be drawn or paid to any such Accountant who does not at the time of such payment have the qualifications as hereinabove set out.

"All Deputy Supervisors and/or Assistant Deputy Supervisors coming under the provisions of this Section of this Act, before being eligible to employment hereunder and before drawing any moneys provided herein, shall have had not less than four (4) years of actual or general oil field experience prior to the time of entering into such employment.

"All Senior Engineers provided for under the Oil and Gas Section of this Act, shall, before entering upon the duties of office and before drawing any moneys appropriated herein, have completed a course, and have a degree in Engineering. And all Petroleum Engineers, provided for in this Act, shall likewise have completed the course in Petroleum Engineering and shall have their degree, showing such qualifications.

"It being the purpose of this Act to require efficiency in the various employments hereinabove set out, and to provide that no moneys under this appropriation shall be paid to any person or persons not meeting the qualifications hereinabove set out."

On motion of Mr. Morris, the amendment was tabled.

(Mr. Leonard in the Chair.)

(Speaker in the Chair.)

Mr. Burkett offered the following amendments to the committee amendment:

Amend Senate Bill No. 427, by changing the period at the end of the third paragraph, line 31, on page 293, to a comma, and by inserting after said comma the following:

"Provided further that no employee assigned to any district in this State shall be permitted to leave such district without first securing the written permission from the person in charge, who shall not issue such written permit without first being authorized to do so by his superior, who shall in turn before issuing such permit be authorized to do so by a ma-

jority of the heads of the department, elective or appointive."

BURKETT,  
KING.

Amend Senate Bill No. 427, page 270, line 10, by striking out the figures "\$3,600.00" in each column and inserting the figures "\$2,700.00".

Amend Senate Bill No. 427, page 271, by striking out in lines 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, and 25, the words "District Supervisor" wherever they appear and by inserting in lieu thereof the words "Deputy Supervisor".

Amend Senate Bill No. 427, page 271, by striking out all of lines 27, 28, 29, 30, and 31.

Amend Senate Bill No. 427, page 273, following line 4, line 4(a), 4(b), 4(c), 4(d), 4(e), 4(f), 4(g), and by inserting after each such line the words "Assistant Deputy Supervisor" and the figures in each column, "\$2,100.00".

The amendments were severally adopted.

Mr. Burney offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, page 296, by adding after the word "employee" on line 7, the following:

"Whether employed on a full time, part time or seasonal basis, or any employee who may have been given employment at any period within six months previous to any election primary or ten months previous to any general election."

BURNEY,  
HULL.

The amendment was adopted.

Mr. Bray offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, page 306, by adding a new paragraph to Section 3, to read as follows:

"Nintey (90%) per cent of the said local or special fees or funds remaining after these appropriations have been deducted therefrom are hereby ordered transferred and appropriated to the General Revenue Fund for the purpose of paying the costs of governmental services rendered to the source of said funds."

On motion of Mr. Thornton, the amendment was tabled.

Mr. Coleman offered the following amendment to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, page 305, line 38, by inserting a comma after the word "herein", and insert the following: "Provided, however, that any money not spent during any previous period may be carried forward to the succeeding three (3) months period."

On motion of Mr. Thornton, the amendment was tabled.

Mr. Langdon offered the following amendments to the committee amendment:

Amend committee amendment No. 1 to Senate Bill No. 427, Section 2, Subsection (i), page 300, by striking out all of Subsection (i) and substituting therefor a new Subsection (i) to read as follows:

"(i) Purchase of Automobiles. No monies herein appropriated shall be spent for the purchase of a passenger car; and provided that from and after the effective date of this Act neither the Board of Control, nor any other department or agency of this State shall ever purchase any passenger car for any purpose for any department or agency of the State Government; and provided that the Board of Control shall provide for the immediate sale and disposal of all State-owned passenger cars at such a time and on such terms as may to them seem best for the State; and provided, however, that all passenger cars and motor vehicles used by the Department of Public Safety in the enforcement of law are exempted from this provision."

LANGDON,  
DANIEL,  
TALBERT,  
WHITE,  
WORLEY,  
HOLLAND,  
STOLL,  
ALLEN,  
CORNETT,  
RUSSELL.

Amend committee amendment No. 1 to Senate Bill No. 427, Section 2, Subsection (c), by adding at the end of said Subsection (c), on page 299, the following:

"No traveling expenses shall be incurred by any official or employee of

any of the departments or other agencies included in this Act outside of the boundaries of the State of Texas unless otherwise provided under the provisions of this Act; and provided, further, that no such allowance for the use of a car shall ever be allowed to any official or employee of the departments or agencies included in this Act unless the official duties of such official or employee require the use of a passenger car."

LANGDON,  
DANIEL,  
WHITE,

Amend Senate Bill No. 427, Section 2, page 295, line 32, by adding after the word "building" a new paragraph to read as follows:

"No department or bureau included in this Act shall use any of the means or funds appropriated to such department or bureau, either directly or indirectly, for the purpose of telephoning, telegraphing, or distributing, either by hand or through the mail, any literature, propaganda, letters, or bulletins, or any other matter, printed or written, or to make any radio speech or speeches or any other speech or speeches or conduct any radio program or programs, whether transcribed or not, under any circumstances which has or might have the effect of publicizing or directing attention to or tending to publicize or direct attention to in any manner any individual, official, or employee of such department or bureau, or any other department or bureau, nor shall any such department or bureau maintain any publicity department or have in its employment or under its direction any employee or any other person who has the title or performs any of the duties or functions of a public relations agent, publicity agent, or press agent; and provided that in the event it becomes necessary as a proper function or in the interest of the general public for any department or bureau of this State, through any of its authorized agents, to issue any statements or impart any information by any of the methods above set out, such statements or information shall be issued under or have attached the name of the official or agent authorized to issue such statement or impart such information, but shall not otherwise include the name of any individual, official, or employee who is associated in any capacity with the

department or bureau issuing such statements or imparting such information or with any other department or bureau of this State."

LANGDON,  
HOLLAND,  
TALBERT,  
WHITE.

The amendments were severally adopted.

Mr. Baker of Fort Bend offered the following amendment to the committee amendment:

Amend the printed copy of Senate Bill No. 427, page 281, line 13, by inserting line 13A. "Trade Mark, Trade Name and Certificate Clerk at a salary of \$1,500.00 for the year ending August 31, 1940, and \$1,500.00 for the year ending August 31, 1941."

The amendment was adopted.

Mr. Baker of Fort Bend offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, page 281, line 34, by inserting lines 34a and 34b which shall read as follows:

"Line 34a. Mail Receiving Clerk, \$1,500.00 for the year 1940 and the year 1941.

"Line 34b. Mail Receiving Clerk, \$1,320.00 for the year 1940, and the year 1941."

On motion of Mr. Thornton, the amendment was tabled.

Mr. Alsop offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, by adding a new Section to read as follows:

"No married person whose spouse is gainfully employed shall be given employment by any State Department covered by this Act. Any married person now employed by any State Department, whose spouse is gainfully employed, shall be discharged within thirty days from the effective date of this Act. And any married person hereafter employed by any State department, whose spouse at the time of such employment is not gainfully employed, shall be discharged within thirty days from the date such spouse enters gainful employment."

Mr. Boyd moved to table the amendment.

The motion to table was lost.

Question recurring on the amendment by Mr. Alsup, it was adopted.

Mr. Cornett offered the following amendment to the committee amendment:

Amend committee substitute for Senate Bill No. 427, by inserting a new paragraph at the end of line 31, page 293, the following:

"Selection of Employees. The appointment and promotion of all officers and employees, shall be made on the basis of merit, to be determined by examinations under the rules and regulations which shall be made by the Board of Control and which examinations shall take into consideration the age, physical condition, experience, and education of the applicant. All persons who have applications on file for any position in any department shall be given reasonable written notice of the place and time where said examinations are to be held.

"These rules and regulations by the Board of Control are for the purpose of making uniform the rules and regulations of these examinations, but these rules and regulations shall not apply to the Department of Public Safety.

"The Board of Control shall have no power or control over the personnel of the various departments. The word department shall include all departments, boards, and commissions in the State Government. The Board shall only prepare the examinations or shall approve examinations which shall be submitted by the various department heads, which method shall be followed as in their discretion will best fulfill the purpose of this provision. These examinations shall be uniform for like positions in the State departments. The examinations shall be conducted by the department heads, who shall also grade the examination papers and list the grades and names of those who took the examinations in the order of their relative excellence. The papers shall be filed in the various department under the supervision of the department head, but shall at all times be open for inspection by any interested party. The lists of those who took the examinations and the grade that each one made thereon shall be sent to the Board of Control. The Board of Control or the department heads shall keep the lists open

for inspection to any interested party and said list shall show the person who is selected for employment by the department head."

CORNETT,  
RIVIERE,  
DOWELL,  
BRADBURY,  
SKILES,  
HALE.

On motion of Mr. Alsup, the amendment was tabled.

Mr. McNamara offered the following amendment to the committee amendment:

Amend Senate Bill No. 427, page 300, by changing the period after the word "State" in Subsection b, line 30, to a comma, and by inserting after said comma the following:

"Provided that any employee in this State who is granted a leave of absence because of sickness and/or injury shall draw his or her full salary for a period of one month and thereafter during such sickness and/or injury shall draw only one-half of such salary thereafter in the head of the department or agency making such employment."

McNAMARA,  
BURKETT.

The amendment was adopted.

The committee amendment, as amended, was then adopted.

Senate Bill No. 427 was then passed to third reading.

#### SENATE BILL NO. 427 ON THIRD READING

Mr. Thornton moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 427 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—138

Allen	Boyd
Allison	Boyer
Alsup	Bradbury
Anderson	Bradford
Bailey	Bray
Baker	Bridgers
of Fort Bend	Broadfoot
Baker of Grayson	Brown of Cherokee
Blankenship	Brown
Boethel	of Nacogdoches
Bond	Bundy

Burkett	Lock
Burney	Loggins
Cauthorn	London
Celaya	Mays
Chambers	McAlister
Clark	McDaniel
Cleveland	McDonald
Cockrell	McFarland
Coleman	McMurry
Colquitt	McNamara
Colson, Mrs.	Mohrmann
Cornett	Monkhouse
Corry	Morris
Crossley	Newell
Daniel	Nicholson
Davis of Jasper	Oliver
Davis of Upshur	Pace
Derden	Petsch
Dickson	Pevehouse
Donaghey	Pope
Dowell	Ragsdale
Dwyer	Reader of Bexar
Felty	Reader of Erath
Ferguson	Reaves
Fuchs	Reed
Galbreath	Rhodes
Gilmer	Riviere
Goodman	Roach
Gordon, Mrs.	Roberts
Hale	Robinson
Hamilton	Russell
Hankamer	Schuenemann
Hardeman	Segrist
Hardin	Shell
Harp	Skiles
Harper	Smith of Hopkins
Harrell of Bastrop	Smith
Harrell of Lamar	of Matagorda
Harris	Spencer
Hartzog	Stinson
Heflin	Stoll
Holland	Talbert
Howard	Tarwater
Howington	Taylor
Hull	Tennant
Hunt	Thornberry
Isaacks	Thornton
Johnson of Ellis	Turner
Johnson of Tarrant	Vint
Keith	Voigt
Kennedy	Waegoner
Kern	Weldon
Kerr	Wells
Kersey	White
Kinard	Wilson
King	Winfree
Langdon	Wood
Lehman	Worley
Levendecker	Wright
Little	
	Absent
Dean	Dickison

Faulkner	Leonard
Fielden	Piner
Absent—Excused	
Bell	Vale
Montgomery	Westbrook
Smith of Frio	

The Speaker then laid Senate Bill No. 427 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—136

Allen	Hale
Allison	Hamilton
Alsup	Hankamer
Anderson	Hardeman
Bailey	Hardin
Baker of Grayson	Harp
Blankenship	Harper
Boethel	Harrell of Bastrop
Bond	Harrell of Lamar
Boyd	Harris
Boyer	Hartzog
Bradbury	Heflin
Bradford	Holland
Bray	Howard
Bridgers	Howington
Brown of Cherokee	Hull
Brown	Hunt
of Nacogdoches	Isaacks
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Keith
Cauthorn	Kennedy
Celaya	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colquitt	Lehman
Colson, Mrs.	Leyendecker
Cornett	Little
Corry	Lock
Crossley	Loggins
Daniel	London
Davis of Jasper	Mays
Davis of Upshur	McAlister
Dean	McDaniel
Derden	McDonald
Dickson	McFarland
Donaghey	McMurry
Dowell	McNamara
Dwyer	Monkhouse
Felty	Morris
Ferguson	Newell
Fuchs	Nicholson
Galbreath	Oliver
Gilmer	Pace
Goodman	Petsch
Gordon, Mrs.	Pevehouse



Piner	Stinson
Ragsdale	Stoll
Reader of Bexar	Talbert
Reader of Erath	Tarwater
Reaves	Taylor
Reed	Tennant
Rhodes	Thornberry
Riviere	Thornton
Roach	Turner
Roberts	Vint
Robinson	Voigt
Russell	Waggoner
Schuenemann	Weldon
Segrist	Wells
Shell	White
Skiles	Wilson
Smith of Hopkins	Winfree
Smith	Wood
of Matagorda	Worley
Spencer	Wright

**Nays—1**

Baker  
of Fort Bend

**Absent**

Broadfoot	Leonard
Dickison	Mohrmann
Faulkner	Pope
Fielden	

**Absent—Excused**

Bell	Vale
Montgomery	Westbrook
Smith of Frio	

**NOTICE GIVEN**

Mr. Thornton gave notice that he would, on the next Legislative day, move to take up, for consideration, at that time, Senate Joint Resolution No. 12, which resolution was heretofore laid on the table subject to call.

**MESSAGE FROM THE SENATE**

Austin, Texas, May 19, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has refused to concur in House amendments to Senate Bill No. 413, and requests the appointment of a Conference Committee to adjust the differences between the two Houses.

The following have been appointed, on the part of the Senate: Senators Kelley, Stone of Galveston, Martin, Metcalfe and Winfield.

**Adopted**

S. C. R. No. 55, Expressing appreciation to Doctor Harry F. Estill,

Professor of Latin in the Sam Houston State Teachers College.

H. C. R. No. 124, Granting permission to Judge O. L. Parish to be absent from the State at certain intervals.

H. C. R. No. 149, Extending an invitation to the President and his party to visit Texas while en route to the West Coast.

The Senate has passed

S. B. No. 469, A bill to be entitled "An Act creating a Special Road Law for Hardeman County, Texas, providing that said County may fund or refund the indebtedness outstanding against its Road and Bridge Fund as of May 1, 1939, by the issuance of funding bonds; etc., and declaring an emergency."

The Senate has refused to concur in House amendments to Senate Bill No. 111 and requests the appointment of a Conference Committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate: Senators Stone of Washington, Sulak, Moffett, Aikin and Weinert.

The Senate has adopted

Conference Committee Report on Senate Bill No. 9, by the following vote: Yeas, 21; Nays 6.

The Senate has passed

H. B. No. 1018, A bill to be entitled "An Act regulating the use of boats upon the waters of Caddo Lake; prescribing who shall enforce the law; prescribing the penalty for violation of said law, and declaring an emergency." (With amendment.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

**SENATE BILL ON FIRST READING**

The following Senate bill, received from the Senate, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 469, to the Committee on Counties.

**BILL ORDERED NOT PRINTED**

(By unanimous consent)

On motion of Mr. Roberts, Senate Bill No. 469 was ordered not printed.

# **BILL AND RESOLUTIONS SIGNED BY THE SPEAKER**

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bill and resolutions:

H. C. R. No. 149, Extending invitation to the President of the United States.

H. C. R. No. 124, Granting Judge O. L. Parish permission to be absent from the State.

H. B. No. 1046, "An Act to validate and confirm certain actions and proceedings of the Texas Old Age Assistance Commission and the Governor, Comptroller, and Treasurer of the State of Texas, with respect to the authorization and issuance of warrants for old age assistance under Section 51-b of Article 3 of the Constitution and contracting for the payment of interest on warrants purchased and cashed for the recipients at the request of the Commission and to the authorization and execution of interest-bearing State of Texas Treasury certificates to be issued in exchange for warrants so purchased and to validate and confirm such warrants and certificates as a prior charge on the Texas Old Age Assistance Fund, to validate the appropriation therefor and to make other provisions relating thereto, and declaring an emergency."

## **HOUSE BILLS ON FIRST READING**

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Westbrook:

H. B. No. 1100, A bill to be entitled "An Act providing for more adequate and equitable salary for County Superintendents of Public Instruction in all those counties of Texas coming within the brackets and population figures herein, specifically in all those counties having not less than eleven thousand and thirty (11,030), and not more than twelve thousand, one hundred and eighty (12,180), and in counties having a population of not less than twelve thousand, four hundred and sixty (12,460) and not more than twelve thousand, seven hundred and eighty (12,780), according to the last preceding Federal Census; mod-

ifying all laws or parts of laws in conflict herewith; making the Act cumulative of the General Law, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Westbrook:

H. B. No. 1101, A bill to be entitled "An Act to provide for a joint rural school supervisor in Sabine and San Augustine Counties; providing mode and manner of paying such salaries; providing that the counties within the provisions of this Act may join in the hiring and paying of such joint rural school supervisor; providing for appointment of joint rural school supervisor in such counties; providing persons making such appointment; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Clark:

H. B. No. 1102, A bill to be entitled, "An Act validating all elections, election orders, election proceedings, affidavits and city ordinances, annexing adjacent territory, or extending and prescribing the corporate limits of any incorporated city or town incorporated and functioning under General Law of Texas under Commission form of Government, such validating act to apply only in cities or towns located in a county having a population of not less than sixteen thousand, five hundred and twenty-five (16,525) and not more than sixteen thousand, nine hundred (16,900), and where such cities or towns in such counties have a population of not less than seven thousand, five hundred and sixty-nine (7,569), and not more than sixteen thousand, five hundred and sixty (16,560), according to the last preceding Federal Census, or any subsequent Federal Census, providing exceptions, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Dean:

H. B. No. 1103, A bill to be entitled "An Act prohibiting the taking of fish for commercial purposes from the public waters of Jones and Shackelford Counties; prescribing penalties, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Boethel:

H. B. No. 1104, A bill to be entitled "An Act fixing the compensation for County Commissioners' in certain counties; providing the manner of payment and prescribing the funds from which it shall be paid; providing for traveling expenses for County Commissioners in certain counties; providing the manner of payment and prescribing the funds from which they shall be paid; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Counties.

#### RECESS

Mr. Colquitt moved that the House adjourn until 10:00 o'clock a. m., next Monday.

Mr. Reader of Erath moved that the House recess until 10:00 o'clock a. m., tomorrow.

Mr. White moved that the House recess until 10:00 o'clock a. m., next Monday.

The motion of Mr. White prevailed, and the House, accordingly, at 5:05 o'clock p. m., took recess until 10:00 o'clock a. m., next Monday.

#### APPENDIX

#### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolution, as follows:

Game and Fisheries: House Bills Nos. 1084, 1088 and 1103.

State Eleemosynary and Reformatory Institutions: Senate Bill No. 462.

State Affairs: House Concurrent Resolution No. 152.

Counties: Senate Bill No. 469.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, May 19, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 154, Congratulating Mr. Murray C. Sells and the City of Gladewater on the Second Annual Gladewater Roundup.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, May 19, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1046, "An Act to validate and confirm certain actions and proceedings of the Texas Old Age Assistance Commission and the Governor, Comptroller and Treasurer of the State of Texas, with respect to the authorization and issuance of warrants for old age assistance under Section 51-b of Article 3 of the Constitution and contracting for the payment of interest on warrants purchased and cashed for the recipients at the request of the Commission and to the authorization and execution of interest-bearing State of Texas Treasury Certificates to be issued in exchange for warrants so purchased and to validate and confirm such warrants and certificates as a prior charge on the Texas Old Age Assistance Fund, to validate the appropriation therefor and to make other provisions relating thereto, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 19, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 124, Granting permission to Judge O. L. Parish to be absent from the State of Texas, during the years 1939 and 1940.

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 19, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 149, Extending an invitation to the President and his party to visit Texas while he is en route to the West Coast.

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

**In Memory of**  
**Hon. C. W. Ashworth**

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Mr. Weldon offered the following resolution:

H. S. R. No. 284, In memory of Hon. C. W. Ashworth.

Whereas, On April 25, 1939, Almighty God, in His infinite wisdom, called from his useful service Honorable C. W. Ashworth of Canton, Texas, who was an outstanding citizen and leader, a good husband and father, a Christian and neighbor whose last act on earth was to visit a sick friend; and

Whereas, Hon. C. W. Ashworth has rendered distinguished service to his city and county, as County Commissioner, Mayor of the City of Canton, Chairman of the County School Board, and in his church work and the various organizations of which he was a member; and

Whereas, He did a great service to the country by rearing twelve children; educating and equipping them for the battles of life and teaching them to be useful citizens; and

Whereas, The citizens of Van Zandt County feel a great loss in the passing of this good man; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That a copy of this resolution be spread upon the pages of the House Journal and that when we adjourn today, we do so in memory of the Honorable C. W. Ashworth; and, be it further

Resolved, That a copy of this resolution be sent to each member of his family.

The resolution was read second time.

Signed—Morse, Speaker; Allen, Allison, Alsup, Anderson, Bailey, Baker of Fort Bend, Baker of Grayson, Bell, Blankenship, Boethel, Bond, Boyd, Boyer, Bradbury, Bradford, Bray, Bridgers, Broadfoot, Brown of Cherokee, Brown of Nacogdoches, Bundy, Burkett, Burney, Cauthorn, Celaya, Chambers, Clark, Cleveland, Cockrell, Coleman, Colquitt, Mrs. Colson, Cornett, Corry, Crossley, Daniel, Davis of Jasper, Davis of Upshur, Dean, Derden, Dickison, Dickson, Donaghey, Dowell, Dwyer, Faulkner, Felty, Ferguson, Fielden, Fuchs, Galbreath, Gilmer, Goodman, Mrs. Gordon, Hale, Hamilton, Hankamer, Hardeman, Hardin, Harp, Harper, Harrell of Bastrop, Harrell of Lamar, Harris, Hartzog, Heflin, Holland, Howard, Howington, Hull, Hunt, Isaacks, Johnson of Ellis, Johnson of Tarrant, Keith, Kennedy, Kern, Kerr, Kersey, Kinard, King, Langdon, Lehman, Leonard, Leyendecker, Little, Lock, Loggins, London, Mays, McAlister, McDaniel, McDonald, McFarland, McMurry, McNamara, Mohrmann, Monkhouse, Montgomery, Morris, Newell, Nicholson, Oliver, Pace, Petsch, Pevehouse, Piner, Pope, Ragsdale, Reader of Bexar, Reader of Erath, Reaves, Reed, Rhodes, Riviere, Roach, Roberts, Robinson, Russell, Schuenemann, Segrist, Shell, Skiles, Smith of Frio, Smith of Hopkins, Smith of Matagorda, Spencer, Stinson, Stoll, Talbert, Tarwater, Taylor, Tennant, Thornberry, Thornton, Turner, Vale, Vint, Voigt, Waggoner, Wells, Westbrook, White, Wilson, Winfree, Wood, Worley and Wright.

On motion of Mr. Hartzog, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.